

Lincoln



Nebraska's Capital City

February 20, 2002

Mayor Wesely and City Council
City of Lincoln
City County Building
Lincoln, NE

Mayor Wesely and Members of the City Council:

An investigation has been made regarding the application of Kong Liquor Inc., d.b.a. Cornhusker Bottle Shop, 2310 North 1st #3 requesting a class D liquor license for this location.

This location has been purchased by David and Michael Budzinski and currently holds a class D liquor license.

David and Michael Budzinski request that Victor Wright be approved as the manager of this location.

Information on David and Michael Budzinski will be omitted as the Council has received current information in the application for Kong Liquor at 1401 North 56th.

Information on Victor Wright has been included in your packet for review.

If this application is approved, it should be with the understanding that it conforms to all the rules and regulations of Lincoln, Lancaster County and the State of Nebraska.

THOMAS K. CASADY, Chief of Police



Police Department
575 South 10th Street / Lincoln, Nebraska 68508 / Phone: 402-441-7204 / Fax: 402-441-8492 / Website: www.ci.lincoln.ne.us
A nationally accredited law enforcement agency



Liquor License Business Report / Completed by Inv Fosler Date: _____

DBA: CORNBUSKER BOTTLE

ADDRESS 2310 N 1ST PHONE 474-1042

TYPE OF INVESTIGATION:

PURCHASE UPGRADE EXPANSION NEW
OWNER MANAGER OTHER _____

TYPE OF BUSINESS _____

CLASS: A B C D I J K CATERING OTHER _____

OWNERSHIP CORPORATION PARTNERSHIP INDIVIDUAL

PURCHASE PRICE _____ PROPERTY EQUIPMENT VALUE _____

AMOUNT FINANCED 75,000 SOURCE PIN BANK

COLLATERAL N/A COSIGNER(S) owners

LEASE AGREEMENT 3yr - 1250⁰⁰

EST INCOME %FOOD N/A %LIQUOR 100

COMMERCIAL INDUSTRIAL RESIDENTIAL

TRAFFIC off - STREET ^{mod} PARKING off - STREET

READY FOR OPERATION: YES NO, EST DATE _____

FOOD SERVICE N/A # OF EMPLOYEES F/T 1 P/T 3

DOES LICENSE COMPLY WITH LEGAL DISTANCES: YES
NO _____

EST SEATING N/A EST # DAILY CUSTOMERS 65-100

HOURS OF OPERATION Sun 12pm-8pm M-THUR 9am-11pm FRI-SAT

HUMAN RIGHTS COMMISSION CHECKED: YES NO N/A 9:00 - midnight

Liquor License Investigation

Business (DBA) CORNBUSKER BOTTLE

Manager Owner Other _____

Name: VICTOR WRIGHT

US Citizen? Yes No

Has applicant ever been cited for liquor law violations? No Yes
Explain _____

Does applicant have an interest in another liquor license? No Yes
Explain _____

Is spouse qualified to hold a license? Yes No N/A

How is applicant if not an owner to be paid? Salary Hourly

How many hours will applicant be at the establishment? 40

Any other employment? No Yes, explain _____

Any previous experience with a liquor license? Yes No

Any criminal convictions? No Yes
Comments _____

Is applicant a property owner in Lincoln? Yes No

Is applicant involved in any civil litigation? No Yes
Comments _____

Photo Records Check References

Comments _____

Interview Date 2/20/02

3/18/02 & 4/1/02 JLN D54544
Set date 3/11/02
PH: 3/11/02

STATE OF NEBRASKA



NEBRASKA LIQUOR CONTROL COMMISSION

Forrest D. Chapman

Executive Director

301 Centennial Mall South, 5th Floor

P.O. Box 95046

Lincoln, Nebraska 68509-5046

Phone (402) 471-2571

Fax (402) 471-2814

TRS USER 800 833-7352 (TTY)

February 14, 2002

Kong LIQUOR INC.

Cornhusker Bottle Shop

2310 N 1st #3

Class 'Q'

18895

134

Mike Johanns
Governor

City Clerk
County/City Bldg
555 S 10th
Lincoln NE 68508

Dear Local Governing Body:

Attached is the form to be used on all retail liquor license applications. Local clerks must collect proper license fees and occupation tax per ordinance, if any, before delivering the license at time of issuance.

TWO KEY TIME FRAMES TO KEEP IN MIND ARE:

- 1) You have 45 days to conduct a hearing after the date of receipt of the notice from this Commission (§53-134). You may choose NOT to make a recommendation of approval or denial to our Commission.

PER §53-133, THE LIQUOR CONTROL COMMISSION SHALL SET FOR HEARING ANY APPLICATION WHEREIN:

- 1) There is a recommendation of denial from the local governing body.
- 2) A citizens protest; or
- 3) Statutory problems that the Commission discovers.

PLEASE NOTE...A LICENSEE MUST BE "PROPERLY" LICENSED IN ORDER TO PURCHASE FROM WHOLESALERS; AND, A LICENSE IS EFFECTIVE:

- 1) Upon payment of the license fees;
- 2) Physical possession of the license;
- 3) Effective date on the license.

Sincerely,

NEBRASKA LIQUOR CONTROL COMMISSION

Jill L. Nelson

Licensing Division

Enclosures
Rhonda R. Flower
Commissioner

Bob Logsdon
Chairman

R.L. (Dick) Coyne
Commissioner

An Equal Opportunity/Affirmative Action Employer

Printed with soy ink on recycled paper

FORM 35-4001
REV. 12 99

City Clerk

3/18 + 4/11

APPLICATION FOR LICENSE

Nebraska Liquor Control Commission
PO Box 95046, 301 Centennial Mall South
Lincoln, NE 68509-5046

http://www.nol.org/home/NLCC/
Phone: (402) 471-2571
Fax: (402) 471-2814

D54544

INSTRUCTIONS: Include: 1. Applicable fees payable to Liquor Control Commission
2. Copy of birth certificate or naturalization papers proving U.S. citizenship for each individual and spouse named on application (not required of corporations or spouse(s) who file an affidavit of no interest with application, Commission form 4178
3. Corporations must include copy of articles of incorporation as filed with the Secretary of States office in the state of Nebraska
4. Commission checklist, form 4251
5. Fingerprint cards and processing fees (are required of individuals, all partners and spouses. Corporate applicants must file for CEO/Manager & stockholders/member holding over 25% stock/interest.
6. All applications must be typewritten or printed clearly.
7. Submit in Triplicate

CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND LIST OF FEES FOR EACH

Table with 4 columns: Class of License (Check applicable class), Registration Fee, License Fees, Corporate Surety Bond. Rows include A Beer, On Sale Only - Inside Corporate Limits, F Beer, On Sale Only - Outside Corporate Limits, B Beer, Off Sale Only - Indicate Inside or Outside Corporate Limits, J Wine, Beer, On Sale Only - Inside Corporate Limits, D Spirits, Wine, Beer, Off Sale Only - Inside Corporate Limits, DI Spirits, Wine, Beer, Off Sale only - within extraterritorial zoning jurisdiction, C Spirits, Wine, Beer On & Off Sale - Inside Corporate Limits, M Bottle Club (Spirits, Wine, Beer, on Sale), H Nonprofit Corporation, K Wine Only, Off Sale, O Boat, V Manufacturer of Beer, Wine & Distilled Spirits, X Wholesale Liquor, W Wholesale Beer, Y Farm Winery, L Craft Brewery (Brew Pub).

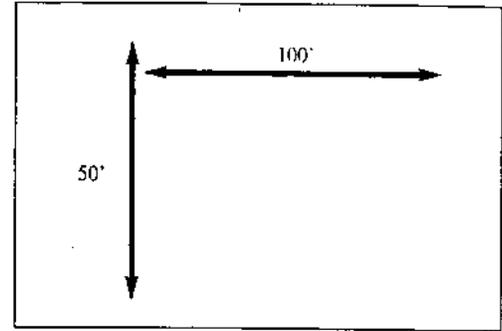
TYPE OF APPLICATION: 3
CORPORATE SURETY BOND INFORMATION: Bond Company - for Classes L V W X Y only, Start Date Month/Day/Year, Bond Number

SECTION A - LOCATION INFORMATION - Must be completed by all applicants

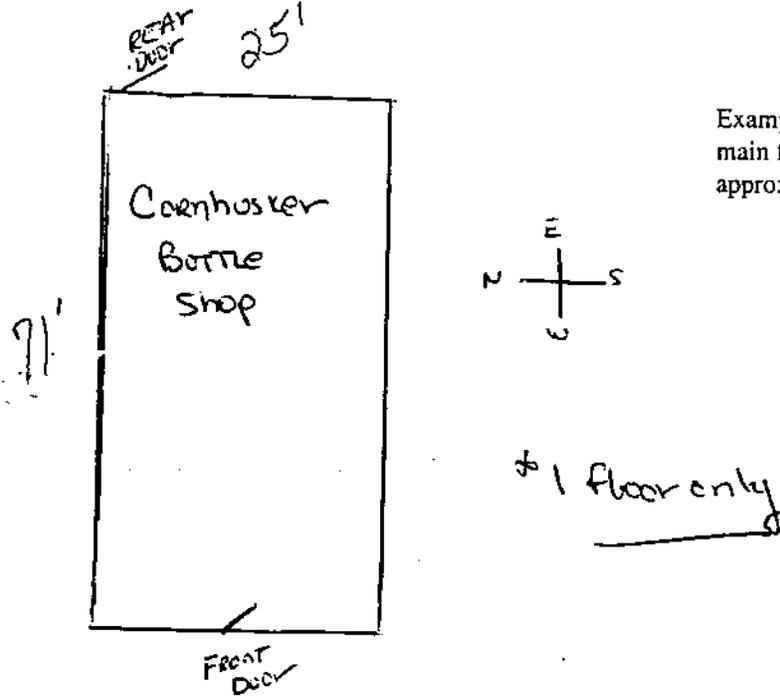
Trade Name (name of business): Cornhusker Bottle Shop
Telephone Number at premise to be licensed: 402-474-1042
1) Street Address of Proposed licensed premise: 2310 N. 1st St. Suite 3
2) Mailing Address for receipt of Liquor Control Commission mailings
City: Lincoln County: Lancaster Zip Code: 68521

DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED

In the space provided draw the area to be licensed. This should include storage areas, basement, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building in situations where only a portion of the entire bldg. is to be covered by the license. No blue prints will be accepted. Be sure to indicate the direction North and number of floors of the building.



Example: East portion approximately 50' x 100' of main floor of 3 story building plus basement approximately 30' x 50' at the East end.



Address 2310 No 1st ST Suite 3
Lincoln, NE 68521

SECTION B	OTHER INFORMATION REQUIRED		
	Yes	No	Explanation/Comments
<p>1. READ CAREFULLY. Answer completely and accurately.</p> <p>Has anyone who is a party to this application, or their spouse, <u>ever</u> been convicted of or plead guilty to any criminal charge. Criminal charge means any charge alleging a felony or misdemeanor or violation of a federal or state law; or a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.</p>		<p>✓</p>	

Application for Corporate Manager

Must Be A Nebraska Resident

*Spouse will
file Affidavit
to be
forwarded
Today*

Return to: Nebraska Liquor Control Commission, PO Box 95046
301 Centennial Mall So., Lincoln NE 68509

Phone: (402) 471-2571 Fax: (402) 471-2814 Web address: <http://nol.org/home/NLCC>

LIQUOR LICENSE INFORMATION

NAME OF LICENSED CORPORATION Kong Liquor, Inc		CLASS & LICENSE NUMBER	
TRADE NAME OF LICENSED PREMISE DBA Cornhusker Bottle Shop			
STREET ADDRESS OF LICENSED PREMISE Suite 3 2310 N. 21st	CITY Lincoln	COUNTY Lancaster	ZIP CODE 68521
On behalf of the corporation, I designate this individual as corporate manager. Signature of Corporate President/CEO: Michael [Signature]			

APPLICANT INFORMATION (MUST BE 21 OR OVER)

NAME (LAST, MIDDLE, FIRST, MAIDEN) WRIGHT H. VICTOR	SEX F (M)	SOCIAL SECURITY NUMBER	DATE OF BIRTH	PLACE OF BIRTH LINCOLN NEBR
HOME STREET ADDRESS 3740 SOUTH 77th ST.	CITY Lincoln	COUNTY Lancaster	STATE Nebr	ZIP CODE 68506
HOME TELEPHONE NUMBER (402) 494-6705	BUSINESS TELEPHONE NUMBER (402) 474-1042	DRIVERS LICENSE NUMBER & STATE NEBRASKA		

SPOUSE'S INFORMATION (IF NOT MARRIED INDICATE)

FULL NAME (LAST, FIRST, MIDDLE, MAIDEN) WRIGHT BARBARA R	SOCIAL SECURITY NUMBER	DRIVERS LICENSE NUMBER & STATE NEBRASKA
DATE OF BIRTH:	PLACE OF BIRTH: DAVID CITY NEBRASKA	

1. **READ CAREFULLY - ANSWER FULLY AND ACCURATELY** Has anyone who is a party to this application or their spouse ever been convicted of or pled guilty to any criminal charge? Criminal charge means any charge alleging a violation of a Federal, State or local law or ordinance. List the nature of the charge, where the charge occurred and the year and month of the conviction or guilty plea. Also list any pending charges at this time.

YES NO

2. Have you or your spouse ever made application for any liquor license or manager for any liquor license? **IF YES**, for what premise give license number and date.

YES NO

3. Have you or your spouse ever made a compromise settlement for violation of such laws?

YES NO

Corporation/LLC Application for License - Form 3

Nebraska Liquor Control Commission

INSTRUCTIONS:

- 1) Application and application for manager must be typewritten and submitted in triplicate
- 2) Fingerprint cards (2 cards per person) must be submitted for: a) each stockholder owning over 25% of the stock, b) chief executive officer, c) proposed manager and d) all spouses
- 3) Information regarding spouses must be completed

Name of Corporation That Will Hold License. Attach copy of Articles of Incorporation		Total Number of Shares (if corporation)	
Kong liquor, inc		10,000	
Corporate Street Address (1)		Mailing address for receipt of Liquor Control Commission Mailings	Corporate Telephone Number
1401 N. 56th Suite 105 + Suite 106		Same as corp.	402-464-5616
City	County	State	Zip Code
Lincoln	Lancaster	Ne	68504
Name of Registered Agent		Name of Proposed Manager	
David Joseph Budzinski		Victor H. Wright	
IN THIS SECTION LIST THE NAME OF THE CHIEF EXECUTIVE OFFICER			
Name	Title	Date of Birth	Social Security Number
Michael James Budzinski	President	8-30-49	506 588442
Home Address (1)		State	
7900 Zachary Circle		Nebr	
City	State	Zip Code	Home Telephone Number
Lincoln	Ne	68507	402 466 3033

Corporation/LLC Application for License - Form 3

PRINCIPLE OFFICERS, DIRECTORS, STOCKHOLDERS, MEMBERS AND SPOUSES					
Name of Officers, Directors, Members and Spouses. Give Last Name, First Name, Middle, Maiden, and any aliases	Social Security Number	Date of Birth	Title	Number of Shares/ %	
NAME Budzinski Michael James			Pres / Treas	5000	
Spouse Name Budzinski Sandra Dora					
NAME Budzinski David Joseph			V. Pres / Sec.	5000	
Spouse Name None					
NAME					
Spouse Name					
NAME					
Spouse Name					
NAME					
Spouse Name					
NAME					
Spouse Name					

(If Necessary, Continue on Separate Sheet)

Corporation/LLC Application for License - Form 3
Nebraska Liquor Control Commission

Is this Corporation/LLC controlled by another Corporation? YES NO

Name of Control Corporation

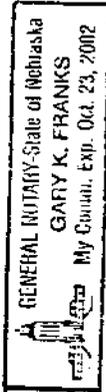
IF YES, LIST EACH STOCKHOLDER/MEMBER OWNING MORE THAN 25% stock/interest in that corporation/LLC. Any applicant who has a Corporation as a shareholder MUST file an organizational chart listing all shareholders and/or corporations owning more than 25% stock and listing of the percentage of stock owned

Please indicate below your corporate tax year with the IRS

Starting Date: 01-01-02 Ending Date: 12-31-02

STATE OF Nebraska)
)
) ss.)
)
)
Lancaster County)

[Signature]



By Michael B. B. PRESIDENT/MEMBER

[Signature] SECRETARY/MEMBER

In Compliance with ADA, this form is available in other formats for persons with disabilities. A ten day advance period is requested in writing to produce the alternate format

	Yes	No	Explanation/Comments
2. Are you buying the business and/or assets of a licensee? If yes, submit a copy of the sales agreement with a listing of assets being acquired including liquor inventory (name brand and container size required).	✓		#D39578
3. Are you filing a temporary agency agreement, Commission form 4231, whereby current licensee allows you to operate on their license? If yes, attach copy.	✓		
4. Are you borrowing any money from any source to establish and/or operate the business? If yes, list the lender.	✓		Pinnacle Bank Jeff Breunig 437-9291
5. Will any person or entity other than licensee be entitled to a share of the profits of the establishment? If yes, explain.		✓	
6. Will any of the furniture, fixtures and equipment to be used in this business be owned by others? If yes, list such items and the owner.		✓	
7. Will any person(s) other than named in this application have any direct or indirect ownership or control of the business? If yes, explain?		✓	
8. Are the premises to be licensed within 150 ft. of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, children, or within 300 ft. of a college or university campus? If yes, list the name of such institution and where it is located in relation to the premises. Per Sec. §53-177.		✓	
9. Is anyone listed on this application a law enforcement officer? If yes, list the person, the law enforcement agency involved and the persons exact duties.		✓	
10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business and the person(s) who will be authorized to write checks and/or make withdrawals on accounts at such institutions.			Pinnacle Bank Michael + David Tom + Hazelock Lin. #6 6507
11. List all past and present liquor licenses held by any person named in this application. Include license holder name, location of license and license number. Also list reasons for termination of any licenses previously held.			Class D#10390 - Ken's liquor 1550 No 48th / Lincoln Class D 40614 - King liquor 1401 N 56 / Lincoln Class I - 2940 Cornhusker Hwy. / Lincoln
12. List the person who will be the on site supervisor of the business and the estimated number of hours per week such person or manager will be on the premises supervising operations.			↑ (Replaced by new owner) Victor H. Wright 10/45 hours/week
13. List the training and experience of the person listed in #12 above in connection with selling and/or serving alcohol products.			Worked for King liquor 1995-2000 will be taking managers training course May 9, 2002
14. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership, if leased submit a copy of the lease covering the entire license year. (Documents must show title or lease held interest in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed).			LEASE ENCLOSED
14. When do you intend to open for business?			Temporary agency Feb 15, 2002

(New license May 1, 2002)

(Inventory to be done

16. List the principal residence for the past 10 years for all persons required to sign application. If necessary attach a separate sheet.

NAME	FROM (YEAR)	TO (YEAR)	RESIDENCE (CITY, STATE)
Michael + SANDRA Budzinski	1994	2002	7100 Zachary Lincoln NE
" " "	1989	1994	7101 Willow Lincoln, NE
DAVID Joseph Budzinski	2000	2002	8050 Legion LN NE
" " "	1997	2000	Posnija Croatia
" " "	1994	1997	El Paso TX
" " "	1991	1994	Frankfurt Ger

68507
68507
68507
M. Budzinski

The undersigned applicant(s) hereby consent(s) to a background investigation and release of present & future records of every kind and description including police records, tax records (State and Federal), bank or lending institution records, and said applicant(s) and spouses(s) waive(s) any right or causes of action that said applicant(s) or spouses(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation or any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete and/or inaccurate.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public. Must be signed by applicant and spouse; if a partnership, all partners and spouses must sign and corporation, all stockholders/members (holding more than 25% of the stock or interest), officers, directors and spouses must sign. Full names only, initials not acceptable.

sign here Michael J. Budzinski sign here _____
 sign here Sandra Budzinski sign here _____
 sign here Sandra Budzinski sign here _____
 sign here _____ sign here _____

Subscribed in my presence and sworn to before me this 6th day of February 2002

In compliance with ADA, this application for license form is available in other formats for persons with disabilities. A ten day advance period is requested in writing to produce the alternate format.

(SEAL)
 sign here [Signature]
 Notary Public Signature
 GENERAL NOTARY-State of Nebraska
 GARY K. FRANKS
 My Comm. Exp. Oct. 23, 2002

FAX: 471-4893

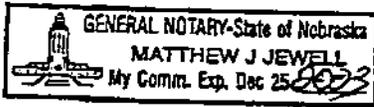
ATTN Mary
Coenhuser Bottle Sho.
2310 N. 1st
Lin 68521

NEBRASKA LIQUOR CONTROL COMMISSION
AFFIDAVIT OF NON PARTICIPATION

The undersigned individual acknowledges that he/she will have no interest, directly or indirectly, in the operation or profit of the business, as prescribed in Section §53-125(13) of the Liquor Control Act. Such individual shall not tend bar, make sales, serve patrons, stock shelves, write checks, sign invoices, represent themselves as owner or in any way participate in the day to day operations in any capacity. Undersigned will also be waived of filing fingerprint cards, however, has disclosed any violation(s) on application.

x Barbara R Wright
Signature of Spouse

SUBSCRIBED in my presence and sworn to before me this 12 day of February, 2002.

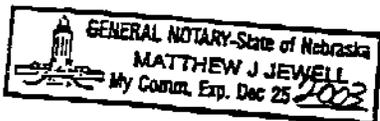


Matthew Jewell
Signature of Notary Public

The licensee/applicant understands that he/she is responsible for compliance with the conditions set out above, and that if such terms are violated, the Commission may cancel or revoke the license.

x Vicki H Wright Barbara Wright
Signature of Licensee/Applicant Print Name of Licensee/Applicant

SUBSCRIBED in my presence and sworn to before me this 12 day of February, 2002.



Matthew Jewell
Signature of Notary Public

VIC WRIGHT
3740 SOUTH 77th STREET
LINCOLN NEBRASKA 68506
(402) 484-6705

OPPORTUNITY: I am now at a time where I have retired from a position with the Lincoln Fire Department. I now wish to enter a new line of employment and a new career.

MY AREAS OF EXPERTISE:

Operating Emergency Fire Apparatus; Firefighting; Saving Life and Property; Working with the public.

Operating tour bus; Maintaining records and schedules.

Part time sales clerk

Part time deliveries for various companies.

EDUCATION:

University High School, June 1959, Lincoln Nebraska
Lincoln Fire Department, continuous training of Fire Science
Emergency Rescue.

WORK EXPERIENCE:

September 1, 1964 to October 1, 1997

Fire Apparatus Operator / Firefighter. City Of Lincoln Fire Dept.
#5 Fire Station, 3640 Touzalin Ave. Shift C, (402) 441-8375
Responsible for operation of emergency vehicle safely and efficiently during emergency and non-emergency conditions, firefighting, saving life and property, knowledgeable of Lincoln street layout.

June 1961 to September 1964 - Carpenter Paper Company
Delivery and warehouse duties.

June 1959 to June 1961 - Lawlors Sporting Store
Stockroom duties.

PREVIOUS Part-time Employment and Experience:

2000 - Present Nebraska Printing Center - Deliveries
1998 - 2000 Kong Liquor Store - sales clerk
1989 - 1991 Arrow Stage Lines - tour bus driver
1987 - 1989 66 Street Bottle Shop - sales clerk
1986 - 1989 Goodlife Tour & Travel - tour bus driver
1980 - 1983 Wezzies Bottle Shop - sales clerk
1968 - 1980 Fleetwing Conoco Station - light service
1964 - 1968 Pauley Conoco Station - light service
1965 - 1968 Peterson Typographers - delivery

To summarize my qualifications;

I have been involved with many people in many ways through my career as a Firefighter and through many other part time positions I have held. I drove four different aerial ladder fire trucks through the many streets of Lincoln to assist the public in their time of need. I have spoke to many groups about fire safety and prevention.

I drove tour busses for two different travel companies with several vacationers of all ages throughout the United States seeking various sights and entertainment. Being able to take people on vacations and seeing that they were having fun made my a job very rewarding one.

I have retired from the fire service with the Lincoln Fire Department but not from the work force, therefore, I wish to pursue a new career in a new field. Since I am familiar with working with the public, I am comfortable working with people. I look forward in learning about your company and your product. I feel being employed by your company will give me the opportunity to continue working with the public and to be a helping hand in satisfying them with your product.

Special Interests and Activities:

I have programmed several fifties Rock n Roll special radio shows from 1983 to 2000 in Lincoln for KLMS, KLDZ, KBRX, KHAT, and KKUL.

I have D-J'd several private parties with my hobby as a record and trivia collector of that era.

I have also spoke to several groups about the history of Rock n Roll.

Since our three children have moved out and now successfully on their own, my wife, Barb, (an excellent co-pilot) and I enjoy vacations throughout the United States on our GoldWing motorcycle.

REFERENCES:

Dan Petersen
3521 North 72nd Street
Lincoln Nebr. 68507
(402) 466-6258

Dennis Miller
6701 South 84th Street
Lincoln Nebr. 68516
(402) 489-7230

Bernie Lund
1821 Urbana Lane
Lincoln Nebr. 68505
(402) 467-3306

If you have any questions, please ask.