



CITY OF LINCOLN
NEBRASKA

Lincoln Police Department
Thomas K. Casady, Chief of Police
575 South 10th Street
Lincoln, Nebraska 68508

402-441-7204
fax: 402-441-8492

LINCOLN
The Community of Opportunity

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

February 17, 2004

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

Mayor Seng and Members of the City Council:

An investigation has been made regarding the application of Mesal Enterprises, d.b.a. On The Go, 5240 South 48th Street requesting a class B liquor license.

On The Go has requested that Matthew Alesio be approved as the manager of the liquor license.

Background information on the applicant is as follows:

Matthew Alesio was born in Lincoln, Nebraska. He attended Lincoln Pius High School graduating in 1994.

Matthew Alesio employment history is as follows:

2003 – Present	Manager, Mesal Enterprises	Lincoln, NE.
2002 – 2003	Sales, Clear Choice Water	Lincoln, NE.
2000 - 2002	Manager, Valentino's	Lincoln, NE.
1999 – 2000	Bartender, Misty's	Lincoln, NE.
1997 -- 1999	Delivery, Steaks 2 You	Lincoln, NE.

Stockholder information is included for your 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



A nationally accredited law enforcement agency



Liquor License Investigation

Business (DBA) On The Go

Manager Owner Other _____

Name: MATHEW ALESIO

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? 60+

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

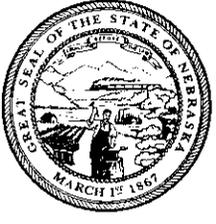
Comments _____

Interview Date 2/17/04

Set date: 3-1-04

PH: 3-15-04

STATE OF NEBRASKA



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CITY CLERK'S OFFICE
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CITY OF LINCOLN
NEBRASKA

NEBRASKA LIQUOR CONTROL COMMISSION
Hobert B. Rupe
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)
web address: http://www.nol.org/home/NLCC/

Mike Johanns
Governor February 5, 2004

N4-015029
107

Mesal Enterprises
dba On The GO
5240 So. 48 St Class B

City Clerk
County/City Bldg
555 South 10th Street
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

Michelle Porter
Licensing Division

Enclosures

Rhonda R. Flower
Commissioner

Bob Logsdon
Chairman

R.L. (Dick) Coyne
Commissioner

An Equal Opportunity/Affirmative Action Employer

New # BG2531

Local

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

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NEBRASKA LIQUOR CONTROL COMMISSION

mp

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

Class of License (Check applicable class)	Registration Fee	Licenses Fee	Corporate Surety Bond
<input type="checkbox"/> A Beer, On Sale Only – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> F Beer, On Sale Only – Outside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input checked="" type="checkbox"/> B Beer, Off Sale Only – Indicate Inside or Outside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> J Wine, Beer, On Sale Only – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> I Spirits, Wine, Beer, On Sale Only – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> D Spirits, Wine, Beer, Off Sale Only – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> D1 Spirits, Wine, Beer, Off Sale only – within extraterritorial zoning jurisdiction	\$45.00	\$150.00	exempt
<input type="checkbox"/> C Spirits, Wine, Beer On & Off Sale – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> M Bottle Club (Spirits, Wine, Beer, on Sale)	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> H Nonprofit Corporation	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> K Wine Only, Off Sale	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> O Boat	\$45.00	\$ 50.00	exempt
<input type="checkbox"/> V Manufacturer of Beer, Wine & Distilled Spirits	\$45.00	Varies \$100 to \$1,000	\$10,000 min.
<input type="checkbox"/> X Wholesale Liquor	\$45.00	\$500.00	\$ 5,000 min.
<input type="checkbox"/> W Wholesale Beer	\$45.00	\$250.00	\$ 5,000 min.
<input type="checkbox"/> Y Farm Winery	\$45.00	\$250.00	\$ 1,000 min.
<input type="checkbox"/> L Craft Brewery (Brew Pub)	\$45.00	\$250.00	\$ 1,000 min.

TYPE OF APPLICATION

Type of application being applied for (place appropriate number in box)

1= Individual License requires Form 1 to be attached.
 2= Partnership License requires Form 2 to be attached.
 3= Corporate License requires Form 3 and 4 and Manager Application be attached.

CORPORATE SURETY BOND INFORMATION

Bond Company – for Classes L V W X Y only

Start Date Month/Day/Year

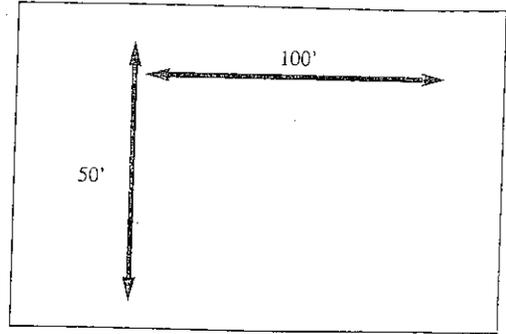
Bond Number

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

Trade Name (name of business) On The Go	Telephone Number at premise to be licensed 402 434-3400
1) Street Address of Proposed licensed premise 5240 South 48th Street	2) Mailing Address for receipt of Liquor Control Commission mailings Box 83089, Lincoln, NE 68501
Is this located inside the city limits Circle YES/NO	
City County Zip Code Lincoln Lancaster 68516	City County Zip Code Lincoln Lancaster 68501

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.

SECTION B OTHER INFORMATION REQUIRED

	Yes	No	Explanation/Comments
<p>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>		x	

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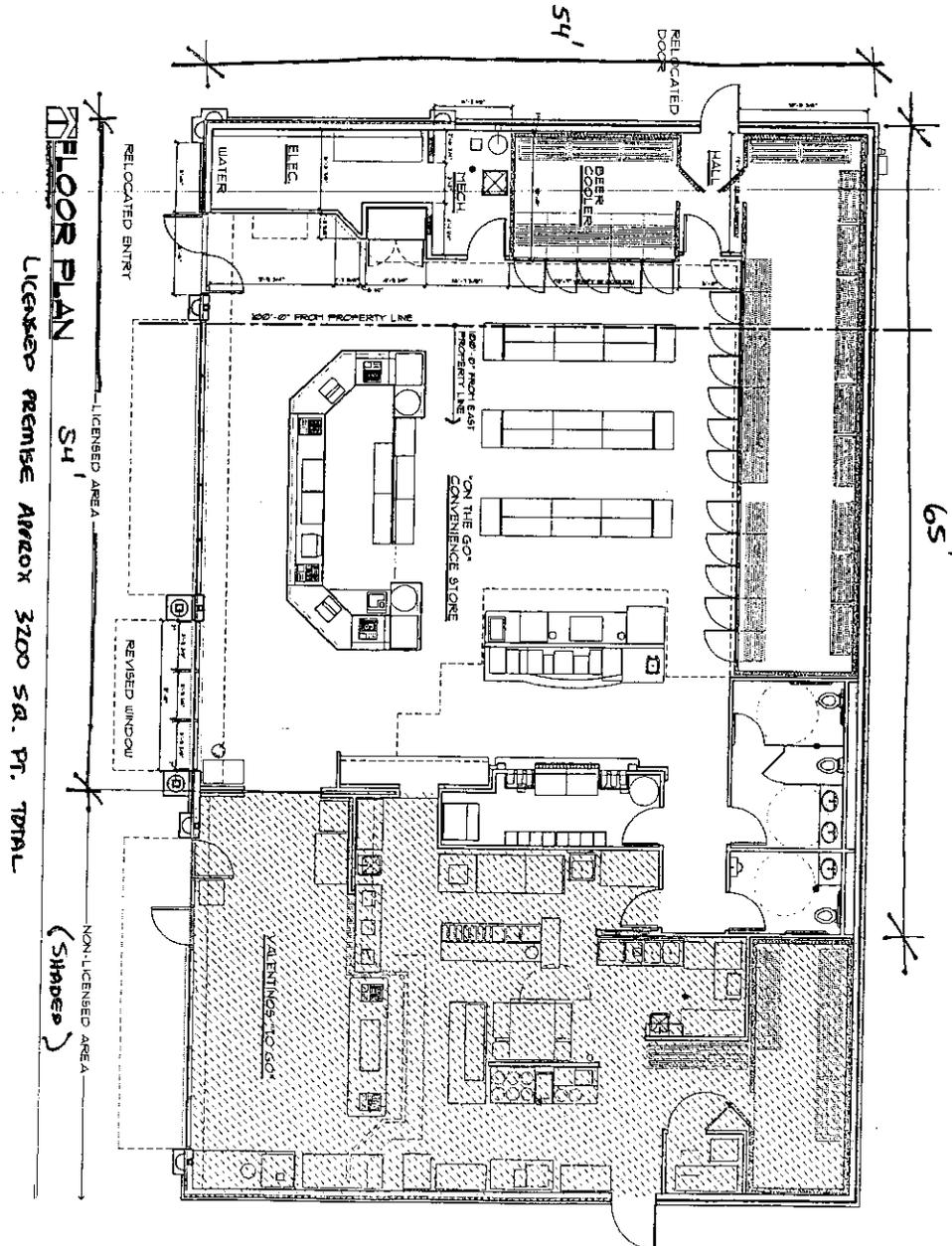
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one story bldg approx 54' x 65'

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LICENSED PREMISE – The entire facility is a one-story building of wood frame construction that is 4,166 in size at 5240 S. 48th Street, Lincoln, NE 68516. The building is divided into two separate tenant spaces with an “On The Go” convenience store occupying approximately 3,200 square feet of space and a Valentino’s ToGo restaurant occupying the other 1,500 square foot tenant space. The building has no attic or basement space.

FEB 2 2004
NEBRASKA LIQUOR
CONTROL COMMISSION

A floor plan illustration of the facility is attached that shows the separation of the tenant spaces within the building and the approximate dimensions of the licensed premise space.

A demise wall and doors separate the two businesses from one another. They operate as independent tenants. Only the 3,200 square foot “On The Go” space will be licensed premise (are shown without shading on the floor plan). While not perfectly square in dimension, the licensed premise is approximately 54 feet in depth, 54 feet in width at the front of the store, and 65 feet in width at the rear of the store.

No liquor sales or storage are proposed for the Valentino’s ToGo portion of the building (shaded area on the facility floor plan diagram).

	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).		x	
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.		x	
4. Are you borrowing any money from any source to establish and/or operate the business? If yes, list the lender.	x		TierOne Bank Box 83009 - Lincoln, NE 68501
5. Will any person or entity other than licensee be entitled to a share of the profits of the establishment? If yes, explain.		x	
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.		x	
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?		x	
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.		x	
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.		x	
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.			TierOne Bank Anthony O. Messineo, Jr., A. Michael Alesio, Duane L. Thomas
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.			See attached list
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.			Matthew D. Alesio <i>approx 70 hrs a week</i>
13. List the training and experience of the person listed in #12 above in connection with selling and/or serving alcohol products.			Self-administered CD ROM training course Techniques of Alcohol Management developed by The National Association of Convenience Stores
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 in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed).			See attached lease
When do you intend to open for business?			January 7, 2004, opened for general business. Will not sell beer until license approved.

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FEB - 2 - 2004

Corporation/LLC Application for License - Form 3

Nebraska Liquor Control Commission

- INSTRUCTIONS:**
- 1) Application and application for manager must be prepared and submitted in triplicate
 - 2) Fingerprint cards (2 cards per person) must be submitted with 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 **FEB - 2 2004**

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NEBRASKA LIQUOR CONTROL COMMISSION

Name of Corporation That Will Hold License: **MESAL Enterprises LLC** Total Number of Shares (if corporation) **-0-**

Corporate Street Address (1) **2601 South 70th** Mailing address for receipt of Liquor Control Commission Mailings **Box 83089, Lincoln, NE 68501** Corporate Telephone Number **402 434-9380**

City **Lincoln** County **Lancaster** State **Nebraska** Zip Code **68506**

Name of Registered Agent **A. Michael Alesio** Name of Proposed Manager **Matthew D. Alesio**

IN THIS SECTION LIST THE NAME OF THE CHIEF EXECUTIVE OFFICER

Name	Title	Member	Date of Birth	Social Security Number
Anthony O. Messineo, Jr.		Member		

Home Address (1) **6730 Park Crest Court** State **Nebraska**

City **Lincoln** State **NE** Zip Code **68506** Home Telephone Number **402 489-0231**

NEBRASKA LIQUOR CONTROL COMMISSION
AFFIDAVIT OF NON PARTICIPATION

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FEB 04 2004
NEBRASKA LIQUOR CONTROL COMMISSION

The undersigned individual acknowledges that he/she will have no interest, directly or indirectly, in the operation, 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 the application.

Donna F. Alesio

Signature of Spouse Donna F. Alesio

SUBSCRIBED in my presence and sworn to before me this 30 day of January, A.D., 2004.



Sharon Bowen
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.

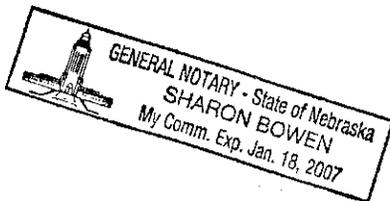
A. Michael Alesio

Signature of Licensee/Applicant
A. Michael Alesio

A. Michael Alesio

Print Name of Licensee/Applicant

SUBSCRIBED in my presence and sworn to before me this 30 day of January, A.D., 2004.



Sharon Bowen
Signature of Notary Public

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NEBRASKA LIQUOR CONTROL COMMISSION
AFFIDAVIT OF NON PARTICIPATION

JAN 23 2004

NEBRASKA LIQUOR
CONTROL COMMISSION

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Carmen J. Messineo

Signature of Spouse Carmen J. Messineo

SUBSCRIBED in my presence and sworn to before me this 21 day of January, A.D., 2004.

GENERAL NOTARY - State of Nebraska
SHARON BOWEN
My Comm. Exp. Jan. 18, 2007

Sharon Bowen
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.

[Signature]

Signature of Licensee/Applicant

MESAL ENTERPRISES, LLC, Anthony O. Messineo Jr
Print Name of Licensee/Applicant Member

SUBSCRIBED in my presence and sworn to before me this 21 day of January, A.D., 2004

GENERAL NOTARY - State of Nebraska
SHARON BOWEN
My Comm. Exp. Jan. 18, 2007

Sharon Bowen
Signature of Notary Public

FORM 35-4178
REV 2/01

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Application for Corporate Manager

Must Be A Nebraska Resident
Please submit in Triplicate

JAN 23 2004

**NEBRASKA LIQUOR
CONTROL COMMISSION**

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://www.nol.org/home/NLCC/>

Required areas marked by a red asterisk (*)

LIQUOR LICENSE INFORMATION

Name of Licensed Corporation

MESAL ENTERPRISES, LLC *

Class & License number

New app. *

Trade Name of Licensed Premise

On The Go *

Street Address of Licensed Premise

5240 South 48 Street *

City

Lincoln *

County

Lancaster *

On behalf of the corporation, I designate this individual as corporate manager.

Signature of Corporate President/CEO:

Anthony O. Messineo, Jr.

Anthony O. Messineo, Jr., (Member)

APPLICANT INFORMATION (MUST BE 21 OR OVER)

Full Name (Last, First, Middle, Maiden)

Alesio, Matthew D. *

Sex *

F M
C C

Social Security Number

_____ *

Date of Birth

_____ *

Place of Birth

Lincoln, Nebraska *

Home Street Address

335 Dale Drive *

City

Lincoln *

County

Lancaster *

State

NE *

Zip Code

68510 *

Home Telephone Number

402 484-7079

Business Telephone Number

402 434-3400 *

Drivers License Number

_____ *

State

NE *

Are You Married? * Yes No If Yes, You must complete the following:

SPOUSE'S INFORMATION (IF NOT MARRIED INDICATE)

Full Name (Last, First, Middle, Maiden)

Alesio, Angela, C. Millard

Social Security Number

[]

Drivers License Number

[]

State

NE

Date of Birth

[]

Place of Birth

Lincoln, Nebraska

* 1. **READ CAREFULLY.** Answer completely and accurately.

Has anyone who is a party to this application, or their spouse, ever been convicted of or plead guilty to any criminal charge. Criminal charge means any charge alleging a felony or misdemeanor 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.

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

* 4. Do you, as a manager, have all the qualifications required by any person entitled to hold a Nebraska Liquor License?
Nebraska Liquor Control Act (§53-131.01)

Yes No

* 5. Have you filed fingerprint cards and **PROPER FEES** (if check, make out to the NE State Patrol), with this application?

Yes No

RESIDENCES SINCE AGE 18, APPLICANT AND SPOUSE MUST COMPLETE

Year
From To

Applicant: City & State

335 Dale Drive, Lincoln NE 68510 03 04

Spouse: City & State

335 Dale Drive, Lincoln, NE 03 04

514 15th Ave SW, Rochester MN 97-98

S 20 & Sumner, Lincoln, NE 98-99

Year
From To

Applicant: City & State

1110 Eastridge, Lincoln, NE 01 03

Spouse: City & State

1110 Eastridge, Lincoln, NE 01 03

15 and G St. Lincoln, NE (02)

27th & Jameson, Lincoln, NE 97-98

Year
From To

Applicant: City & State

24th & Sumner Lincoln NE (02) 00 01

Spouse: City & State

24th & Sumner Lincoln, NE (02) 99 01

1310 Twin Ridge Road, Lincoln, NE (10)

2524 S 12, Lincoln, NE (02) 96-97

Year
From To

Applicant: City & State

5900 Margo Dr. Lincoln, NE (10) 00

Spouse: City & State

P St & 29th, Lincoln, NE 99 99

1232 B St. Lincoln, NE (02) 95-96

EMPLOYERS - LIST LAST TWO EMPLOYERS

Name of Employer

MESAL Enterprises, LLC

Year

From To

July 03 Present

Valentino's
Name of Supervisor

July 03 Present

Tony Messineo

Telephone Number

Jim Ekeler

434-9370

476-7600

Name of Employer

Clear Choice Water

Year

From To

02 03

Name of Supervisor

Telephone Number

Cindy Costello

486-3301 (home)

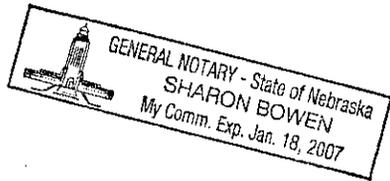
PERSONAL OATH AND CONSENT OF INVESTIGATION - MUST BE SIGNED BY

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 the application.

Angela C. Alesio
Signature of Spouse Angela C. Alesio

SUBSCRIBED in my presence and sworn to before me this 30 day of January, A.D., 2004.



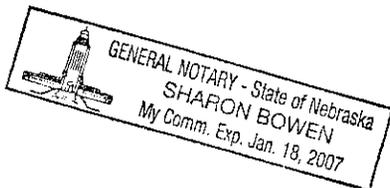
Sharon Bowen
Signature of Notary Public

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.

Matthew D. Alesio
Signature of Licensee/Applicant
Matthew D. Alesio

Matthew D. Alesio
Print Name of Licensee/Applicant

SUBSCRIBED in my presence and sworn to before me this 30 day of January A.D., 2004



Sharon Bowen
Signature of Notary Public