



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 CHRIS BEUTLER

lincoln.ne.gov

November 6, 2007

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

Mayor Beutler and Members of the City Council:

An investigation has been made regarding the application of Tokyo Steakhouse, 4200 South 27<sup>th</sup> Street, suite 100 requesting a class I liquor license.

Richard Kim, owner has requested that he be approved as the manager of the liquor license.

Background information Mr. Kim will be omitted as he has been approved by the Council on two previous liquor license applications.

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



**APPLICANT INFORMATION**

**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 charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; 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

If yes, please explain below or attach a separate page.  
See attached

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**2. Are you buying the business and/or assets of a licensee?**

YES       NO

If yes, give name of business and license number \_\_\_\_\_

- a) Submit a copy of the sales agreement including a list of the furniture, fixtures and equipment.
- b) Include a list of alcohol being purchased, list the name brand, container size and how many?

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**3. Are you filing a temporary agency agreement whereby current licensee allows you to operate on their license?**

YES       NO

If yes, attach temporary agency agreement form and signature card from the bank.

**This agreement is not effective until you receive your three (3) digit ID number from the Commission.**

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**4. Are you borrowing any money from any source to establish and/or operate the business?**

YES       NO

If yes, list the lender \_\_\_\_\_

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**5. Will any person or entity other than applicant be entitled to a share of the profits of this business?**

YES       NO

If yes, explain. All involved persons must be disclosed on application. \_\_\_\_\_

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**6. Will any of the furniture, fixtures and equipment to be used in this business be owned by others?**

YES       NO

If yes, list such items and the owner. \_\_\_\_\_

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**7. Will any person(s) other than named in this application have any direct or indirect ownership or control of the business?**

YES       NO

If yes, explain. \_\_\_\_\_

**No silent partners**

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YES       NO

8. Are you premises to be licensed within 150 feet of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, children, or within 300 feet of a college or university campus?

YES  NO

If yes, list the name of such institution and where it is located in relation to the premises (Neb. Rev. Stat. 53-177)

9. Is anyone listed on this application a law enforcement officer?

YES  NO

If yes, list the person, the law enforcement agency involved and the person's exact duties

10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business and the individual(s) who will be authorized to write checks and/or withdrawals on accounts at the institution.

US Bank, 4000 S. 27th Street, Lincoln, NE 68502

11. List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. Include license holder name, location of license and license number. Also list reason for termination of any license(s) previously held.

See attached

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.

Richard Kim -- 60 hrs./wk.

13. List the training and/or experience (when and where) of the person lists in #12 above in connection with selling and/or serving alcoholic beverages.

Operated businesses listed in answer to #11.

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.

Lease: expiration date July 16, 2017

Deed

Purchase Agreement

15. When do you intend to open for business? December 1, 2007

16. What will be the main nature of business? Restaurant

17. What are the anticipated hours of operation? 4 p.m. - 11 p.m. daily

18. List the principal residence(s) for the past 10 years for all persons required to sign, including spouses. If necessary attach a separate sheet.

RESIDENCES FOR THE PAST 10 YEARS, APPLICANT AND SPOUSE MUST COMPLETE

APPLICANT: CITY & STATE	YEAR		SPOUSE: CITY & STATE	YEAR	
	FROM	TO		FROM	TO
Lincoln, NE	1997	2007	N/A		

The undersigned applicant(s) hereby consent(s) to an investigation of his/her background investigation and release present and future records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(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 of 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, inaccurate or fraudulent.

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 by applicant(s) and spouse(s). If partnership or LLC (Limited Liability Company), all partners, members and spouses must sign. If corporation all officers, directors, stockholders (holding over 25% of stock and spouses). Full (birth) names only, no initials.

  
\_\_\_\_\_  
Signature of Applicant  
Richard Kim

\_\_\_\_\_  
Signature of Spouse

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Signature of Spouse

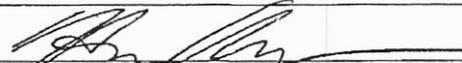
State of Nebraska

County of Lancaster

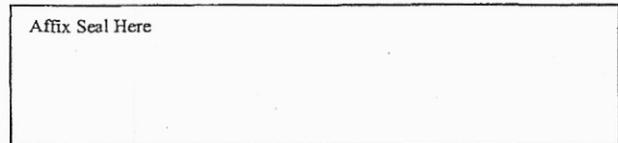
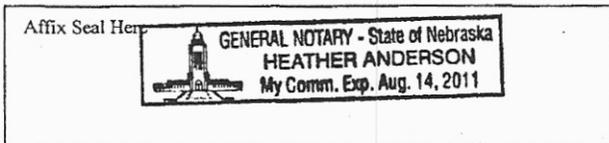
County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this Oct. 24, 2007 by  
Richard Kim

The foregoing instrument was acknowledged before me this \_\_\_\_\_ by

  
\_\_\_\_\_  
Notary Public signature

\_\_\_\_\_  
Notary Public signature



in compliance with the ADA, this manager insert form 3c is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

**APPLICATION FOR LIQUOR LICENSE CORPORATION  
INSERT - FORM 3a**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.ne.gov](http://www.lcc.ne.gov)

Office Use

RECEIVED

00 0 0 0

NEBRASKA LIQUOR CONTROL COMMISSION

Officers, directors and stockholders holding over 25%, including spouses, are required to adhere to the following requirements

- 1) The president and stockholders holding over 25% and their spouse (if applicable) must submit their fingerprints (2 cards per person)
- 2) All officers, directors and stockholders holding over 25 % and their spouse (if applicable) must sign the signature page of the Application for License form (Even if a spousal affidavit has been submitted)

**Attach copy of Articles of Incorporation (Articles must show barcode receipt by Secretary of States Office)**

Name of Registered Agent: Christopher R. Heinrich

**Name of Corporation that will hold license as listed on the Articles**

Tokyo Steakhouse, Inc.

Corporation Address: 630 N. Cotner, Ste. 105

City: Lincoln

State: NE

Zip Code: 68505

Corporation Phone Number: 466-2221

Fax Number \_\_\_\_\_

Total Number of Corporation Shares Issued: 10,000

**Name and notarized signature of president (Information of president must be listed on following page)**

Last Name: Kim

First Name: Richard

MI: N/A

Home Address: 7811 Frampton Rd.

City: Lincoln

State: Nebraska

Zip Code: 68516

Home Phone Number: (402) 525-9787

*Richard Kim*

Signature of president

Richard Kim

State of Nebraska

County of Lancaster

The foregoing instrument was acknowledged before me this

October 24, 2007  
date

by Richard Kim

name of person acknowledged

*[Handwritten Signature]*

Notary Public signature

Affix Seal Here

GENERAL NOTARY - State of Nebraska  
HEATHER ANDERSON  
My Comm. Exp. Aug. 14, 2011

List names of all officers, directors and stockholders including spouses (Even if a spousal affidavit has been submitted)

Last Name: Kim First Name: Richard MI: N/A

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: Pres., VP, Sec., Treas., Director Number of Shares 10,000

Spouse Full Name (indicate N/A if single): N/A

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

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Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_ MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: \_\_\_\_\_ Number of Shares \_\_\_\_\_

Spouse Full Name (indicate N/A if single): \_\_\_\_\_

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

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Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_ MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: \_\_\_\_\_ Number of Shares \_\_\_\_\_

Spouse Full Name (indicate N/A if single): \_\_\_\_\_

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

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Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_ MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Title: \_\_\_\_\_ Number of Shares \_\_\_\_\_

Spouse Full Name (indicate N/A if single): \_\_\_\_\_

Spouse Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

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Social Security Number: \_\_\_\_\_ Date of Birth: \_\_\_\_\_

Is the applying Corporation controlled by another Corporation?

YES

NO

If yes, provide the name of corporation and supply an organizational chart

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Indicate the Corporation's tax year with the IRS. (Example January through December)

Starting Date: January 1

Ending Date: December 31

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Is this a Non-Profit Corporation?

YES

NO

If yes, provide the Federal ID #.

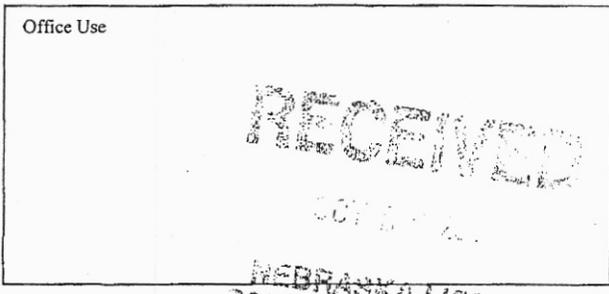
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In compliance with the ADA, this corporation insert form 3a is available in other formats for persons with disabilities.  
A ten day advance period is requested in writing to produce the alternate format.

REVISED 5/2007

**MANAGER APPLICATION  
INSERT - FORM 3c**

NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.ne.gov](http://www.lcc.ne.gov)



Corporate manager, including their spouse, are required to adhere to the following requirements

- 1) Must be a citizen of the United States
- 2) Must be a Nebraska resident (Chapter 2 - 006)
- 3) Must provide a copy of their certified birth certificate or INS papers
- 4) Must submit their fingerprints (2 cards per person)
- 5) Must be 21 years of age or older
- 6) Applicant may be required to take a training course

**Corporation/LLC information**

Name of Corporation/LLC: Tokyo Steakhouse, Inc.

**Premise information**

Premise License Number: Applied for

Premise Trade Name/DBA: Tokyo Steakhouse

Premise Street Address: 4200 S. 27th Street, Suite 100

City: Lincoln State: NE Zip Code: 68502

Premise Phone Number: Will provide when available

**The individual whose name is listed in the president or contact member category on either insert form 3a or 3b must sign their name below**

Richard Kim  
Richard Kim, Pres. CORPORATE OFFICER SIGNATURE  
(Faxed signatures are acceptable)

**Manager's information must be completed below PLEASE PRINT CLEARLY**

Gender:  MALE  FEMALE

Last Name: Kim First Name: Richard MI: N/A

Home Address (include PO Box if applicable): 7811 Frampton Road

City: Lincoln State: NE Zip Code: 68516

Home Phone Number: (402) 525-9787 Business Phone Number: Will provide when available

Social Security Number: \_\_\_\_\_ Drivers License Number & State: \_\_\_\_\_

Date Of Birth: \_\_\_\_\_ Place Of Birth: \_\_\_\_\_

**Are you married? If yes, complete spouse's information (Even if a spousal affidavit has been submitted)**

YES  NO

**Spouse's information**

Spouses Last Name: \_\_\_\_\_ First Name: \_\_\_\_\_

MI: \_\_\_\_\_

Social Security Number: \_\_\_\_\_ Drivers License Number & State: \_\_\_\_\_

Date Of Birth: \_\_\_\_\_ Place Of Birth: \_\_\_\_\_

**APPLICANT AND SPOUSE MUST LIST RESIDENCE(S) FOR THE PAST 10 YEARS**

APPLICANT		SPOUSE	
CITY & STATE	YEAR FROM TO	CITY & STATE	YEAR FROM TO
Lincoln, NE	1997 2007	N/A	

**MANAGER'S LAST TWO EMPLOYERS**

YEAR FROM TO	NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
1993 2003	Shogun	Self-employed	
2003 2007	Kabuki Japanese Restaurant	Self-employed	

Manager and spouse must review and answer the questions below  
PLEASE PRINT CLEARLY

1. READ PARAGRAPH CAREFULLY AND 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 charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; 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      If yes, please explain below or attach a separate page.

See attached

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2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state? **IF YES**, list the name of the premise.

YES       NO      *See attached*

3. Do you, as a manager, have all the qualifications required to hold a Nebraska Liquor License? Nebraska Liquor Control Act (§53-131.01)

YES       NO

4. Have you filed the required fingerprint cards and **PROPER FEES** with this application? (The check or money order must be made out to the **Nebraska State Patrol for \$38.00 per person**)

YES       NO

YES

NO

**PERSONAL OATH AND CONSENT OF INVESTIGATION**

The above individual(s), being first duly sworn upon oath, deposes and states that the undersigned is the applicant and/or spouse of applicant who makes the above and foregoing application that said application has been read and that the contents thereof and all statements contained therein are true. If any false statement is made in any part of this application, the applicant(s) shall be deemed guilty of perjury and subject to penalties provided by law. (Sec §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission. If spouse has **NO** interest directly or indirectly, a spousal affidavit of non participation may be attached.

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, inaccurate, or fraudulent.

*Richard Kim*

Signature of Manager Applicant

Signature of Spouse

State of Nebraska

County of Lancaster

County of \_\_\_\_\_

The foregoing instrument was acknowledged before me this October 24, 2007 by

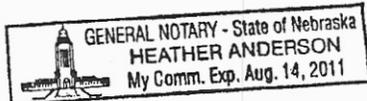
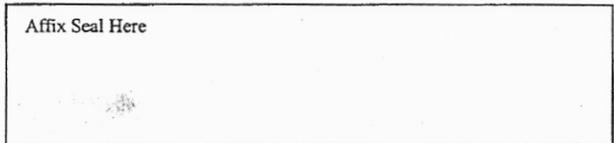
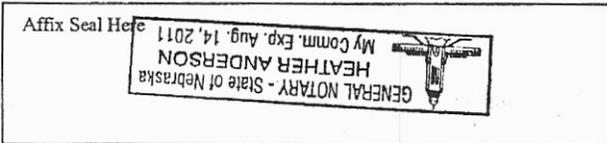
The foregoing instrument was acknowledged before me this \_\_\_\_\_ by

Richard Kim

*[Signature]*

Notary Public signature

Notary Public signature



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HEATHER ANDERSON

Application for Liquor License – Question 1  
Manager Application – Question 1

#1

**LAW VIOLATIONS  
of  
Richard Kim**

8/15/96	Speeding and no seat belt	Lincoln, NE
1/13/00	Failed to yield at stop sign	Lincoln, NE
6/23/00	Violation of hunting/fishing violations	Keith County, NE
8/12/00	Assault, amended to Disturbing the Peace	Lincoln, NE
3/5/01	Speeding	Lancaster County, NE
12/4/02	Open Burning	Lincoln, NE
3/19/04	Speeding	Sarpy County, NE
9/25/04	Speeding	Cass County, NE
5/19/05	Urinating in Public	Lincoln, NE
6/23/05	Failure to Appear (urinating charge)	Lincoln, NE

#2

Application for Liquor License – Question 11  
Manager Application – Question 2

**PRIOR APPLICATIONS/LICENSES**

Class I – 30136 Shogun RK, Inc., 5508 S. 56<sup>th</sup> Street, Lincoln, NE  
Richard Kim no longer involved in this entity. This license has since ceased to exist.

Class I – 61933 Kabuki Japanese Restaurant, Inc., 5555 S. 48<sup>th</sup> St., Lincoln, NE  
Business sold. License not longer exists.