



SPRING LAKE PARK POLICE DEPARTMENT

SUPPLEMENTARY INVESTIGATION REPORT

OFFENSE: Administrative Liquor Violation

CASE #: 22144951

On 7/5/2022 I Chief Antoine arrived for my regular scheduled shift and received the above incident report in my mailbox. It should be noted that Dala Thai Restaurant had requested two Spring Lake Park officers for events related to the Hmong Freedom Festival on 7/2/2022 and 7/3/2022. The request was made by manager "Rebecca" due to possible issues with out of town attenders at the events. We provided Officer Imig and Officer Smith for both nights.

Upon reviewing the report, I found that Sgt. Kramer had also been at the location assisting when Officer Smith reported to him that when she was doing her interior rounds she saw patrons with entire bottles of alcohol pouring the alcohol into each other's mouths. Sgt. Kramer was concerned about overserving inside the bar and entered the bar himself. He witnessed the same activity occurring. Officers spoke with "Rebecca" and she advised that they offer bottle service and that they were not concerned about overserving. Sgt. Kramer also noted that at the end of the night he and the other officers observed patrons so intoxicated that they needed to be carried out by other patrons. Officers also had to stop several people from driving away in their vehicles due to being obviously intoxicated.

I requested that Officer Smith and Officer Imig also complete supplement reports due to violation of overserving inside of the bar. I did check the city ordinance and it does not prohibit the business from providing bottle service, but it does require the business follow all applicable MN statutes when serving alcohol.

On 7/27/2022 I did send "Rebecca" an e-mail to have her contact me at her convenience to speak about the incident. As of 8/2/2022 I still have not heard from "Rebecca". I sent her another e-mail on 8/2/2022 advising her to contact me in regards to the violations.

I have spoken with Administrator Buchholtz about the incident. Upon reviewing he business violations with Administrator Buchholtz we found that Dala Thai Restaurant has had two prior violation stemming from case#19-324773 on 12/21/2019. The violations were for **Selling to an obviously intoxicated person (violation of M.Z. 340A.502 and M.S. 340A.702) and Permitting a person under the age of 21 years to consume alcohol on the premises (violation of M.S. 340A.503).**

I am forwarding all police department reports to Administrator Buchholtz for consideration of an administrative violation to Dala Thai Restaurant for **Selling to an obviously intoxicated person (violation of M.Z. 340A.502 and M.S. 340A.702)** as well as violation of, **Spring Lake Park City Ordinance 11.08.010 R. 2. "Every licensee is responsible for the conduct of the place of business and the conditions of sobriety and order in it. The act of a any employee on the licensed premises is deemed the act of the licensee as well, and the licensee shall be liable to all penalties provided by this section and the law equally with the employee."**

End of Report.

Chief Josh Antoine
Badge #203



Spring Lake Park Police Department Supplement Report

Case Number:22144951

Offense(s):

Offense: FOLLUP FOLLOW UP

Offense Status: PENDING

Narrative(s):

Title: ADDITIONAL INFORMATION

Narrative: 07/03/2022 2340 hrs. I was standing by for the special detail event at the location (ref 22144031.) Officer Smith advised that while she was doing interior rounds in the building, she noticed patrons with entire bottles of hard alcohol with the pour tops still on them. Officer Smith advised me that they were pouring the contents of the bottles into each other's mouths. I entered the establishment and activated my body camera. As I came into the main common area, a group was seen on the left side of the room from me. I noticed that a group had a bottle of Jameson Whiskey with the pour top on the bottle. The patrons were in a circle and pouring the beverage into each other's mouths. As I was capturing this on my body camera, Officer Smith spoke with police contact staff member Rebecca. Rebecca advised that they do provide "bottle service" if the patrons purchase the whole bottle. Officer Smith asked Rebecca if she was concerned with over serving, and she advised that she was not, and walked away. It should be noted that some of the patrons were leaving the establishment so intoxicated, that two people had to carry them out. Two patrons attempted to get into vehicles and leave, and officers stopped them prior. See Axon AV. Copy of report to Chief Antoine.

Author:KRAMER

Officer(s):

Involvement Type: SUPPLEMENTING Officer Name: Kramer, Richard J WPD00019

Date:07/05/2022 00:16:00



Spring Lake Park Police Department Supplement Report

Case Number:22144031

Narrative(s):

Title: SUPPLEMENTAL REPORT

Narrative: 07/03/2022 2330 hrs. I was working for the special detail event at the location (ref 22144031.) While Officer Imig and I were doing interior patrol of the business, I observed several groups of patrons standing in a circle with entire bottles of hard liquor with the pour tops still on them. I pointed out a group to Officer Imig that had a bottle of Jameson and they were pouring it into each other's mouths. I asked the owner of the business "Sam" what was up with the big bottles of hard liquor. He just smiled and nodded at me. I observed at least four groups of patrons with different types of hard liquor bottles.

Officer Imig and myself then exited the business to do exterior patrol. While doing exterior patrol, Sergeant Kramer came to check on us. I advised Sergeant Kramer of the large bottles of hard liquor getting poured into everyone's mouths. Sergeant Kramer, Officer Imig, and myself then went back into the business. I pointed out a group of patrons to Sergeant Kramer with a bottle of Jameson that were standing in a circle in the main common. Sergeant Kramer was recording the group on his body worn camera.

While we were watching the group, I observed staff member Rebecca walk out of the kitchen. I flagged Rebecca over and asked her why everyone had the large bottles of liquor. She said that they sold it like that. I asked Rebecca if she was concerned about over serving them and she stated "no, we provide bottle service", then walked away.

It should be noted that some of the patrons were leaving the establishment so intoxicated, that two people had to carry them out. Multiple patrons attempted to get into vehicles and leave, and officers stopped them prior. Copy of report to Chief Antoine.

Author:Smith

Officer(s):

Involvement Type: SUPPLEMENTING **Officer Name:** Smith, Kelsey AnMaree 219

Date:07/06/2022 15:42:00



SPRING LAKE PARK POLICE DEPARTMENT
SUPPLEMENTARY INVESTIGATION REPORT

OFFENSE: INFORMATION

CASE #: 22144951

On the night of July 3rd, 2022, OFFICER SMITH and I were working a detail at the DALA Restaurant, located at 8407 Plaza Blvd Ne in Spring Lake Park. While OFFICER SMITH and I were doing interior patrol, we observed multiple groups of people with large bottles of alcohol; mostly whiskey. The individuals were sharing/passing the bottle around their group. It should be noted that we observed multiple groups with bottles of hard liquor being passed.

After patrolling the inside and outside of the establishment, we observed a number of people walking out to their vehicles with poor balance. We had to intervene with several of the drivers, who were about to pull out of their parking spaces, advising them that they could not drive and if they did so, they would be arrested for DWI.

It should also be noted that after we advised people that they could not be driving, I sent a message out to the TZD cars that were working, advising them that we had multiple people trying to get inside their vehicles to drive away and they were intoxicated. We then observed the TZD officers patrol around the Dala Restaurant.

This report is only for information at this time. End of report.

OFFICER A. IMIG, #213
SPRING LAKE PARK POLICE DEPARTMENT
07/03/2022



Spring Lake Park Police Department Incident Report

Date Reported: 07/03/2022

Case Number:22144951

Event:

Description of Incident: INFORMATION

Address: 8407 PLAZA BLVD NE **City:** SPRING LAKE PARK **State:** MN **Zip Code:** 55432

Start Date/Time: 07/03/2022 23:40:00

Call Time Dispatched: 23:40

Call Time Arrived: 23:40

Call Time Cleared: 23:50

Synopsis: Information - Over Serving

Offense(s):

Offense: INFO INFORMATION

Offense Status: PENDING

Organization(s) Involved:

Name: DALA THAI RESTAURANT

Involvement Type: OWNER

Business Phone: (763) 464-6609

Address: 8407 PLAZA BLVD NE

City: SPRING LAKE PARK **State:** Minnesota **Zip Code:** 55432

Narrative(s):

Title: ORIGINAL OFFICER NARRATIVE

Narrative: Overserving was witnessed by officers while working the special detail. See supplemental report. Copy to Chief Antoine.

Author:KRAMER

Officer(s):

Involvement Type: REPORTING

Officer Name: Kramer, Richard J WPD00019

Date:07/04/2022 23:59:00