

CITY OF COLORADO SPRINGS LIQUOR OR 3.2% FERMENTED MALT BEVERAGE APPLICATION

NEW LICENSE TRANSFER OF OWNERSHIP

Type of License applying for (Check One)

- | | | | | |
|--|---|---|--|-----------------------------------|
| <input checked="" type="checkbox"/> Hotel/Restaurant | <input type="checkbox"/> Hotel/Restaurant w/Optional Premises | <input type="checkbox"/> Tavern | <input type="checkbox"/> Beer & Wine | <input type="checkbox"/> Brew Pub |
| <input type="checkbox"/> Retail Liquor Store | <input type="checkbox"/> 3.2% Beer On Premises | <input type="checkbox"/> 3.2% Beer Off Premises | <input type="checkbox"/> 3.2% Beer On and Off Premises | |
| <input type="checkbox"/> Drugstore | <input type="checkbox"/> Racetrack | <input type="checkbox"/> Optional Premises | <input type="checkbox"/> Club | <input type="checkbox"/> Vinters |

APPLICANT INFORMATION

| | |
|--|--|
| Name of Applicant: Linwin, Inc. | Property Tax Schedule No. : 62352-10-003 |
| Trade Name (DBA): Sushi Rakkyo | Business Telephone: (719) 445-8754 |
| Address of Premises: unit 2-100 9205 N. Union Blvd. CSC 80920 | Alternate Telephone: (719) 205-2002 |

IF THIS IS A TRANSFER OF AN EXISTING LICENSE - THE FOLLOWING MUST BE ANSWERED:

| Present trade name of establishment (dba) | Present State License No. | Present Class of License | Present Expiration Date |
|---|---------------------------|--------------------------|-------------------------|
| Sushi Rakkyo | 15-79476 | H^cR | 8/29/2015 |

If the applicant is: a Corporation, Limited Liability Company, Partnership or Association, list all officers, directors, general partners and managing members, position held and percentage owned.

| NAME | POSITION HELD | %OWNED |
|----------------------|--------------------------------------|-------------|
| Zhen Chun Liu | Pres / Sec / Treas / Director | 100% |
| | | |
| | | |
| | | |

FINANCIAL INFORMATION

TOTAL INVESTMENT IN BUSINESS (include purchase, start up, inventory) \$ **203,000.00**

Source(s) of funds invested (provide names, banks, and indicate checking, savings, loan, promissory note, gift or other).
 THE FOLLOWING INFORMATION MUST REFLECT THE SOLE SOURCE OF FUNDS INVESTED. NO OTHER PERSON OR PARTIES MAY HAVE A FINANCIAL INTEREST IN THE BUSINESS FOR WHICH THIS AFFIDAVIT IS SUBMITTED.

| NAME/ADDRESS OF FUNDING SOURCE (bank(s), individual(s), et al.) | FUNDING SOURCE (checking/savings/ loan/ note/ gift) | AMOUNT |
|--|--|-------------------|
| China Citi Bank Los Angeles, CA | Acct. No. | \$ 143,000 |
| US Bank Colorado Springs, Co | Acct. No. | 4 60,000 |
| | | |

List applicant(s) prior experience in the sale of alcoholic beverages. Include dates and locations.

| Business Name & Address | Applicant's Name | Experience/Position | Dates |
|-------------------------|------------------|---------------------|-------|
| None | | | |
| | | | |
| | | | |
| | | | |

DO NOT ALTER THESE FORMS IN ANY MANNER

Has the applicant previously been issued a liquor or beer license (include any of the partners, if a partnership; members or manager if a limited liability company; or officers, stockholders or directors if a corporation)? yes no

If yes, identify the business and any current or former financial interest in said business including any loans to or from a licensee.

| Name of Business | Address | Type/amt. of Interest |
|------------------|---------|-----------------------|
| N/A | | |
| | | |

PREMISES/ESTABLISHMENT

Terms of legal possession of the premises for which the application is made? own lease

If leased provide terms: Start date 4-6-2011 End date July 31, 2016

Dimensions of premises 43' x 63' Square footage 2709 Seating Capacity 100

Is there a patio area? yes no --- If yes, provide dimensions _____

Anticipated number of employees? 10

Will training be offered or required? yes no --- If yes, through what agency? Liquor Pros

| Has the applicant or manager in Colorado, or any other State (include any of the partners, if a partnership members or manager if a limited liability company; or officers, stockholders or directors if a corporation), ever: | YES | NO |
|--|-----|----|
| Been denied an alcohol beverage license? | | X |
| Had an alcohol beverage license suspended or revoked? | | X |
| Had interest in another entity where an alcohol beverage license was suspended or revoked? | | X |
| Ever been charged or convicted of a crime, received a suspended sentence, a deferred sentence, or have charges pending? If yes, provide explanation, date(s) and location(s). | | X |
| | | |
| | | |

Has the applicant ever received a violation notice, suspension, or revocation for any liquor law violation, have charges pending; or has the applicant applied for and been denied a liquor or beer license anywhere in the United States?

Yes No

If yes, provide explanation, date(s) and location(s):

I declare under the penalty of perjury in the second degree that this application and all attachments are true, correct, and complete to the best of my knowledge. I understand that any falsehood or omission will jeopardize the application as such falsehood or omission constitutes evidence regarding the character of the applicant.

ERIKA M KAISER
NOTARY PUBLIC
STATE OF COLORADO
 NOTARY ID 19924016387
 MY COMMISSION EXPIRES JANUARY 16, 2017

[Signature]
 Signature
 Title: President

State of Colorado
 County of El Paso

Subscribed and sworn to before me this 10 day of October, 2014.

My Commission Expires: 1-16-2017

[Signature]
 Notary Public

DO NOT ALTER THESE FORMS IN ANY MANNER

AFFIDAVIT OF TRANSFER AND STATEMENT OF COMPLIANCE

Pursuant to the requirements of 12-47-303(3)(b), Colorado Revised Statutes, Licensee hereby states that all accounts for alcohol beverages sold to the Applicant are:

- Paid in full. There are no outstanding accounts with any Colorado Wholesalers.
- Licensee hereby certifies that the following is a complete list of accounts for alcohol beverages that are unpaid:

Licensee and Applicant agree that all accounts will be paid for from the proceeds at closing by the: Licensee Applicant

- Licensee unavailable to certify disposition of accounts for alcohol beverages - Inventory list attached. Transfer by operation of law - Regulation 47-304.
- Applicant will assume full responsibility for payment of the outstanding accounts as listed above.
- No alcohol beverage inventory transferred or sold.

Licensee hereby authorizes the transfer of its Colorado Retail Liquor License to the Applicant, its agent, or a company, corporation, partnership or other business entity to be formed by the Applicant.

Dated this 10 day of October, 2014.

Seller:

Hong - YP, Inc.
15-79476-0000

Licensee & License Number

Sushi RaKKyo

Trade name



Signature

President.

Position

Young Pro Hong

Print Name

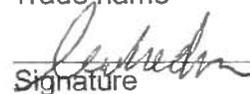
Buyer:

Linwin, Inc.

Applicant

Sushi RaKKyo

Trade name



Signature

President

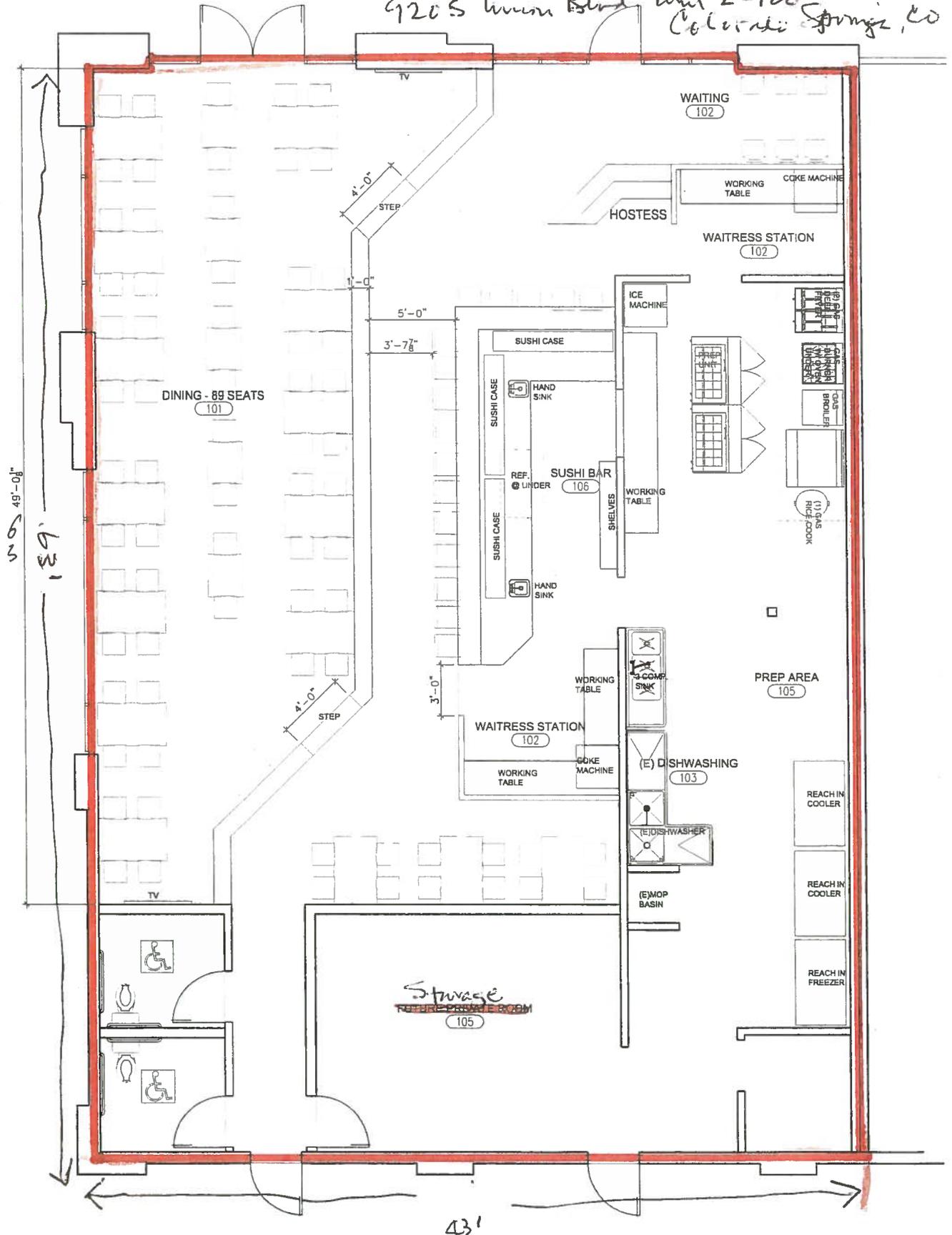
Position

Zhen Chun Liu

Print Name

SUSHI RESTAURANT

Sushi Rakkya
 920 S Inman Blvd Unit 2-100
 Colorado Springs, CO



1 FLOOR PLAN
 1/4" = 1'-0"



November 14, 2014

Certified Mail # 7014 0150 0000 9222 2096

Linwin, Inc.
dba Sushi Rakkyo
9205 N. Union Boulevard, #2-100
Colorado Springs, CO 80920

Dear Applicant:

Pursuant to 12-47-312 of the Colorado Revised Statutes and Rule No. 7 of the Local Rules of Procedure, I have the following report to make concerning the results of my investigation of the application you have filed for a transfer of the Hotel and Restaurant Liquor License, at Linwin, Inc. dba Sushi Rakkyo, 9205 N. Union Boulevard, #2-100, Colorado Springs, Colorado. Your application was filed on October 20, 2014.

It appears that you will be entitled to possession of the premises for which the application is made.

At this time, the premises you desire to license does not appear to be in violation of any Zoning Ordinances of the City of Colorado Springs, Colorado.

There are no schools within the limits as prohibited by law.

To date, the Police Department has not reported any objections to this application.

The public hearing will be held on your application at the meeting of the Liquor and Beer Licensing Board, commencing at 9:00 a.m., December 5, 2014 in the Council Chambers, City Hall, 107 North Nevada Avenue, and you must be present at that meeting. At this meeting the Board will consider the factors outlined in Rule No 9.08 of the Local Rules of Procedure and it is your burden to provide the necessary evidence to satisfy the Board.

A public notice poster has been prepared for you to pick up from the City Clerk's Office. This notice poster must be posted by you at the proposed premises in a manner that is visible and conspicuous to the public no later than Tuesday, November 25, 2014.

If you have any questions please contact Lee McRae at (719) 385-5106.

Sincerely,

William Powell
Deputy City Clerk