

**BEFORE THE LOCAL LIQUOR AND BEER LICENSING
AUTHORITY, CITY OF COLORADO SPRINGS, STATE
OF COLORADO**

Address: 30 South Nevada Avenue, Suite 101
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CITY CLERK'S OFFICE

2018 JUN 26 A 10:58

IN THE MATTER OF:

TUSCA ENTERPRISES, LLC
d/b/a DUCA'S NEAPOLITAN PIZZA
236 E. Cheyenne Mountain Boulevard
Colorado Springs, CO 80906
Mailing Address: P.O. Box 3284
Monument, CO 80132

▲ **CLERK USE ONLY** ▲

Michael Curran, Division Chief - Prosecution
P.O. Box 1575, Mail Code 1540
224 East Kiowa Street, Suite 410
Colorado Springs, CO 80903
Telephone: (719) 385-5925
Fax number: (719) 385-6438
Atty. Reg. # 28590

License No: 722621

ORDER TO SHOW CAUSE AND NOTICE OF HEARING

WHEREAS, it has been made to appear to the Local Licensing Authority, City of Colorado Springs, State of Colorado that Tusca Enterprises LLC d/b/a Duca's Neapolitan Pizza, 236 E. Cheyenne Mountain Boulevard, Colorado Springs, CO 80906 ("Licensee") has violated the statutes and/or the rules and regulations of the State of Colorado, or City of Colorado Springs governing its Beer & Wine Liquor License in the following particulars:

- I. On May 17, 2018 the licensee, and/or its managers, employees or agents, did sell, serve, give away, dispose of, exchange, or deliver or permit the sale, serving, giving, or procuring of an alcohol beverage to or for a person under the age of twenty-one (21) years, a Confidential Informant, on the licensed premises in violation of C.R.S. §12-47-901(1)(a.5)(I) entitled "Unlawful Acts-exceptions".

NOW THEREFORE, you are hereby **ORDERED** to appear before the Local Licensing Authority, City of Colorado Springs, State of Colorado on Friday **July 20, 2018 at 9:00 A.M.** at the Municipal Court Building, in Division 2, 224 East Kiowa Street, Colorado Springs, CO 80901, or at such other time and place as the Local Licensing Authority may direct to **SHOW CAUSE** why your Beer & Wine Liquor License should not be suspended or revoked as by law provided. Said hearing is conducted pursuant to C.R.S. §12-47-601 and §2.5.601 of the Code of the City of Colorado Springs, 2001 as amended ("City Code") and governed by the Liquor and Beer Rules and Regulations for the City of Colorado Springs ("Local Rules").

You are entitled to have an attorney represent you at the hearing. If you should retain an attorney, you should do so well in advance of the hearing.

You are entitled to utilize the services of a qualified foreign language interpreter pursuant to Rule 9.10 of the Local Rules. Any interpreter must meet the requirements of that rule, and any relationship to you may disqualify a proposed interpreter. You will be responsible for securing and paying the costs associated with foreign language interpretation services and you should do so well in advance of the hearing. A foreign language interpreter will not be provided for you. If you are unable to locate a qualified foreign language interpreter, you should contact the City Clerk's Office well in advance of the hearing to obtain a list of qualified interpreter services.

If you are hearing impaired and require the services of a sign interpreter, you should notify the City Clerk's office in advance of the hearing and one will be provided for you free of cost.


A postponement of the hearing will not be granted except for good cause shown. **If you should fail to appear at the scheduled time and place for the hearing, or appear despite an inability to present evidence in the absence of a qualified interpreter or counsel, testimony may be taken in reference to the allegations, upon which evidence your Beer & Wine Liquor License may be suspended or revoked.**

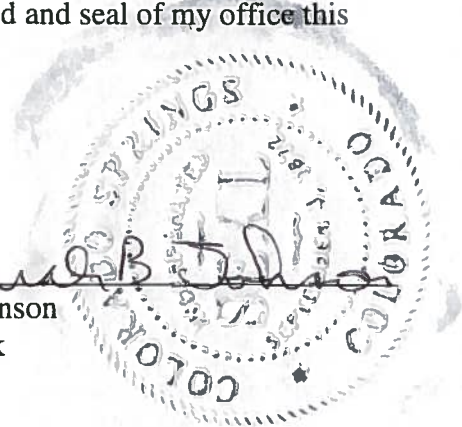
If you have any questions concerning these proceedings, you should contact Michael Curran, Division Chief - Prosecution at (719) 385-5925.

IT IS FURTHER ORDERED that a copy of this Order and Notice shall be served upon the above-mentioned Licensee.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of my office this

26th day of JUNE 2018.


Sarah Johnson
City Clerk



CERTIFICATE OF SERVICE


I, Lee McRae, hereby certify that I have served the foregoing **ORDER TO SHOW CAUSE AND NOTICE OF HEARING** on this 27th day of June, 2018 by personally delivering to:

Name: Joseph Duca
Address: 236 E. CRYSTAL MOUNTAIN BOULEVARD

AND

I hereby certify that I have mailed a true copy of the foregoing **ORDER TO SHOW CAUSE AND NOTICE OF HEARING** by United States mail, first class postage paid, this 27th day of June, 2018 to the following mailing address of record:

TUSCA ENTERPRISES, LLC
d/b/a **DUCA'S NEAPOLITAN PIZZA**
P.O. Box 3284
Monument, CO 80132



Lee McRae
License Enforcement Officer
City Clerk's Office
30 S. Nevada Avenue
Colorado Springs, CO 80903