

BEFORE THE  
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
OF THE STATE OF CALIFORNIA

**In the Matter of the Application of:**

**DNB RESTAURANTS INC**

Mama D's  
1051 Hermosa Ave  
Hermosa Beach, CA 90254-3718

File: 41-460544

Reg:

PETITION FOR  
CONDITIONAL  
LICENSE

For issuance of an *On-Sale Beer and Wine Eating Place License*

Under the Alcoholic Beverage Control Act

**WHEREAS**, petitioner(s) has/have filed an application for the issuance of the above-referred-to license(s) for the above-mentioned premises; and,

**WHEREAS**, the proposed premises and/or parking lot, operated in conjunction therewith, are located within 100 feet of residence(s); and,

**WHEREAS**, issuance of the applied-for license without the below-described conditions would interfere with the quiet enjoyment of the property by nearby residents and constitute grounds for the denial of the application under the provisions of Rule 61.4, of Chapter 1, Title 4, of the California Code of Regulations; and,

**WHEREAS**, pursuant to Section 23958 of the Business and Professions Code, the Department may deny an application for a license where issuance would result in, or add to an undue concentration of licenses; and,

**WHEREAS**, the proposed premises are located in Census Tract **6211.01** where there presently exists an undue concentration of licenses as defined by Section 23958.4 of the Business and Professions Code; and,

**WHEREAS**, the petitioner(s) stipulate(s) that by reason of the aforementioned over concentration of licenses, grounds exist for denial of the applied-for license(s); and,

**NOW THEREFORE**, the undersigned petitioner(s) do/does hereby petition for a conditional license as follows, to-wit:

1. Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 12:00 noon to 11:00 p.m. Sunday through Thursday; and 12:00 noon to 12:00 Midnight, Friday and Saturday.
2. There shall be no live entertainment, television sets or dancing allowed on the premises.
3. Entertainment shall not be audible beyond the area under the control of the licensee(s) as defined on the ABC-257 dated 10/17/07 and ABC-253 dated 10/17/07.

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4. The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control, as depicted on the ABC-257 dated 10/18/07 and ABC-253 dated 10/18/07.
5. The sale of alcoholic beverages for consumption off the premises is strictly prohibited.
6. There shall be no coin operated games or video machines maintained upon the premises at any time.
7. The quarterly gross sales of alcoholic beverages shall not exceed the gross sales of food during the same period. The licensee shall at all times maintain records which reflect separately the gross sale of food and the gross sales of alcoholic beverages of the licensed business. Said records shall be kept no less frequently than on a quarterly basis and shall be made available to the Department on demand.
8. The parking lot of the premises shall be equipped with lighting of sufficient power to illuminate and make easily discernible the appearance and conduct of all persons on or about the parking lot. Additionally, the position of such lighting shall not disturb the normal privacy and use of any neighboring residences.
9. No "happy hour" type of reduced price alcoholic beverage promotion shall be allowed.
10. The subject alcoholic beverage license shall not be exchanged for a public premises type license or operated as a public premises.

This petition for conditional license is made pursuant to the provisions of Sections 23800 through 23805 of the Business and Professions Code and will be carried forward in any transfer at the applicant-premises.

Petitioner(s) agree(s) to retain a copy of this petition on the premises at all times and will be prepared to produce it immediately upon the request of any peace officer.

Petitioner(s) stipulate(s) and agree(s) that he/she/it will not apply to the Department for removal of the condition as herein set forth unless sufficient changes occur to justify reconsideration of the need for the continuation of such conditional restrictions.

The petitioner(s) understand(s) that any violation of the foregoing condition(s) shall be grounds for the suspension or revocation of the license(s).

DATED THIS 13th DAY OF November, 2007

Christina Howard  
Applicant/Petitioner

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Applicant/Petitioner