

APPLICATION FOR BEER PERMIT
STATE OF TENNESSEE
CITY OF FRANKLIN

PURSUANT TO SECTION 8 CHAPTER 2 OF THE CODE OF THE CITY OF FRANKLIN, TENNESSEE, AND THE REQUIREMENTS OF 57-5-101 ET. SEQ. OF THE TENNESSEE CODE ANNOTATED, I HEREBY MAKE APPLICATION FOR:

- ON PREMISES PERMIT
 OFF PREMISES PERMIT
 ON AND OFF PREMISES PERMIT
 MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
 SPECIAL EVENTS PERMIT HOURS OF EVENT _____

DATE PERMIT NEEDED _____

PERMITS SHALL BE ISSUED TO THE OWNER OF THE BUSINESS, WHETHER A PERSON, FIRM, CORPORATION, JOINT-STOCK COMPANY, SYNDICATE, OR ASSOCIATION.

1. Applicant (Owner) P.F. Chang's China Bistro, Inc.
Person Firm Corp LLC Joint-stock co. Syndicate Association

 2. List all persons, firm, joint-stock companies, syndicates, or associations having at least a 5% ownership interest in the business (attach additional sheet, if needed). Please give name and address.
Wok Holdings Inc., 100% shareholder,

 3. If the applicant is a corporation, are they authorized to do business in the State of Tennessee?

 4. Under what trade name will this business operate?
P.F. Chang's China Bistro #9914

 5. Location of the business by street address.
439 Cool Springs Blvd., Franklin, TN 37067

- Phone number of the business (615) 503-9640

10. Has any person having at least 5% ownership interest, managers or employees of the business been convicted of any violation of beer or alcoholic beverage laws or any crime (other than minor traffic violations) within last ten (10) years? no If so, give particulars of each charge, court and date convicted.

n/a

11. Has this owner or the owners organization had a beer permit revoked, suspended, or denied in the State of Tennessee? Yes ___ No no If so, please give date, place and cause of said revocation.

n/a

12. Give the name and address of the former beer permittee at this establishment.

P.F. Chang's China Bistro, Inc.

439 Cool Springs Blvd., Franklin, TN 37067

13. Give applicant's history of involvement in the beer business, if any.

The applicant operates restaurants across the U.S., employing

sophisticated training and supervision of the sale of beer.

14. Give applicant's employment record for the past 10 years.

n/a

15. What is the exact nature of the business in which you are applying for a beer permit? (Restaurant, tavern, motel, etc.)

restaurant

16. Will a full course menu be served? yes

17. Will separate and sanitary facilities be maintained for men and for women? yes

18. Will dancing be allowed on your premises? no
If yes, do you acknowledge that section 9-102 of the Franklin Municipal Code prohibits the operation of establishments allowing dancing between 1:30 AM and 8:00 AM? n/a

19. Does your company have a training policy for employees regarding the sale of beer to minors? Yes yes No _____

If yes, explain the procedure in detail or you may provide a separate attachment.

see attached

If no, do you plan to implement a training policy in the future? n/a

20. Please read the following and upon signature of this application, you do understand and agree to comply if you are granted a permit.

- (a) You will not sell beer or similar beverages except at the place or places for which the beer board has issued your permit.
- (b) You will not sell beer or any like beverage except in accordance with the terms of said permit.
- (c) If this application is made for permit to sell and not for consumption on the premises, you will not sell for consumption on the premises and not allow consumption on the premises.
- (d) You will rigidly enforce the law against sales to minors.
- (e) You will prohibit gambling at your establishment and understand that the conduct of such activities on the premises will result in revocation of your permit.
- (f) You will secure a certificate or statement from the health department or health officer that the premises covered by the application meet the requirements of the ordinances of the City of Franklin and the laws of the State of Tennessee.
- (g) You will not attempt to transfer this permit to anyone else.
- (h) You will display this permit in a prominent place in your establishment.
- (i) You will not sell or distribute beer between the hours of 3:00 AM and 6:00 AM (8:00 AM for on premises consumption) during the week and between the hours of 3:00 AM Sunday and 12:00 Noon Sunday (10:00 AM for on premises consumption).
- (j) You will prohibit the congregation at your establishment of those who reasonably appear to be intoxicated, lawless, rowdy, or prostitutes.
- (k) You will not allow any liquor with alcoholic content of greater than five percent (5%) to be consumed on the premises.
- (l) You will not allow any sale or delivery of beer for consumption on the premises outside of the building, it being the intention to prohibit the sale of beer by what is commonly known as "curb service" or "curb sales" of beer.
- (m) You will comply with all requirements of section 2-201 through 2-229 of the municipal code of the City of Franklin.

A non-refundable \$250 fee must accompany this application and the application shall be submitted at least fifteen (15) days prior to the Beer Board meeting at which it is to be considered. If the application is approved you are required to provide documentation of sales tax registration to the city within ten days of approval. Any applicant making false statement in this application shall forfeit his permit and shall not be eligible to receive any permit for a period of ten years.

A privilege tax of \$100 is imposed on the business of selling, distributing, storing or manufacturing beer in this state effective January 1, 1994 and each successive January 1. Any holder of a beer permit issued after January 1, 1994 shall pay a pro rata portion of this annual tax when the permit is issued.

I hereby make application to the City of Franklin Beer Board for a beer permit.

The signing of this application acknowledges that I am aware of the laws prohibiting the sale of beer to minors.

I hereby certify that no person having at least a 5% ownership interest, nor any person to be employed in the distribution or sale of beer in my establishment has been convicted of any violation of the beer or alcoholic beverage laws or any crime involving moral turpitude within the past 10 years.

I am also aware that I shall not be issued a permit or my permit shall be revoked if my business location causes traffic congestion or interferes with schools, churches, or other public places of public gathering, or otherwise interferes with public health, safety and morals.

P.F. CHANG'S CHINA BISTRO, INC.

By: Mark D. Mumford

Signature of Applicant/Owner (or Authorized Corporate Officer)

Mark D. Mumford - CFO and Secretary

On behalf of: P.F. Chang's China Bistro, Inc.

Name of Business Entity

Sworn to and subscribed before me this 3rd day of May, 20 12

Joanne K. Zern
Notary Public

My Commission Expires: October 8, 2013



Official Use Only	
Application Fee \$ <u>250.⁰⁰</u>	Date Paid <u>6/22/12</u>
Privilege Tax \$ <u>50.⁰⁰</u>	Date Paid <u>6/22/12</u>
Board Meeting Date <u>7 / 10 / 12</u>	

List of Officers for
Beer Permit Application for
P.F. Chang's - Franklin

The following sets forth the principal officers, directors and sole shareholder of P.F. Chang's China Bistro, Inc:

Richard Louis Frederico
Chief Executive Officer
9290 E. Thompson Peak Pkwy #111
Scottsdale, AZ 85255

Mark David Mumford
Chief Financial Officer and Secretary
12918 N. 117th Street
Scottsdale, AZ 85259

Robert Michael Welborn
Executive Vice President
8545 N. 49th Street
Paradise Valley, AZ 85253

Wok Holdings, Inc.
100% shareholder
7676 E. Pinnacle Peak Road
Scottsdale, AZ 85255

The applicant, P.F. Chang's China Bistro, Inc., has offices at 7676 E. Pinnacle Peak Road, Scottsdale, AZ 85255.



ALCOHOL RESPONSIBILITY POLICY

P.F. Chang's China Bistro and Pei Wei Asian Diner (the Company) have a responsibility to our Guests and the community to practice and enforce the responsible service of alcohol. Servers, Bartenders and Managers are responsible and will be held legally liable for the service and distribution of alcohol within our restaurants. In addition, any Employees involved with the illegal service of alcohol can be held personally accountable for their actions.

Our liquor license is contingent upon all Employees adhering to the following policies:

- You must always ask to see an acceptable form of identification (ID) from any Guest who orders alcohol and appears to be under the age of 40.
 - Begin the process by asking the Guest if they are 21 years of age or older.
 - If the Guest responds that they are of age, ask to see a valid ID.
 - Validate the information on the ID. If you are unable to validate the ID, you must refuse alcohol service.
- Never serve alcohol to a minor (under the age of 21).
- Employees must be certified by an approved Alcohol Awareness program within the first thirty (30) days of employment, if required by the state. All program certificates are required to be current at all times.
- Never serve alcohol to a visibly intoxicated Guest.
- It is the Employee's responsibility to monitor Guests' consumption and never allow the Guest to become intoxicated.
- Managers are required to be involved in all situations relating to the refusal of alcohol.
- Managers must document any incidents involving the refusal of service to any intoxicated Guests.
- Managers must ensure that intoxicated Guests do not drive.
 - Offer to call a cab for the Guest.
 - If the situation warrants, contact the police immediately.
- Under no circumstances, are Employees permitted to drive an intoxicated Guest home.

Failure to adhere to the above policies will result in disciplinary action up to and including termination.

The Company reserves the right to utilize internal processes and /or engage third party services to test compliance with the Alcohol Responsibility Policy. Violations indentified in the course of the test will result in a final written warning for the violator. Second violations will result in immediate termination, as standard protocol.



Responsible Service

Responsible Service and Alcohol Awareness Training are essential to safeguarding our business. With the privilege of serving alcohol comes the responsibility of providing a safe atmosphere to all Guests in the establishment. Remember: *the safety of each Guest ensures the safety of all Guests.*

Checking IDs

You must ALWAYS ask to see an acceptable form of ID for any Guest who orders alcohol and appears to be under the age of 40. Ask if they are 21 or older before you ask for ID.

For example:

Guest Mary says "I would like a Key Lime Pie Martini"

Server/Bartender replies "are you 21 years of age or older?"

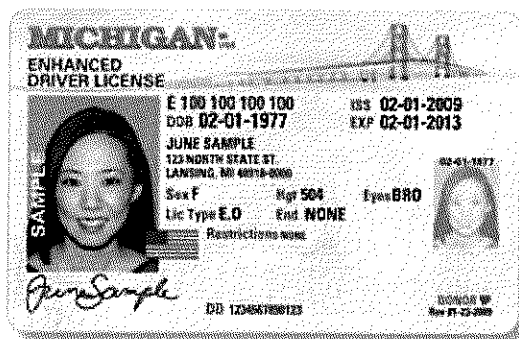
Guest Mary replies "Yes"

Server/Bartender then says "may I see your identification?"

Commonly Accepted Forms of Identification:

(Check with your Manager for your state's requirements)

- Valid driver's license
- Valid state-issued ID card
- U.S. active duty military ID
- Passport
- Alien registration card or green card



What to Look For:

- Verify the Information – if unable to verify, refuse service
- Check for signs of alteration
- Establish ID ownership – (does the photo match the person?)

NOTE: Expired ID is never considered acceptable

Once you have an acceptable form of ID from your Guest, there are three steps you need to follow:

- *Verify the Information (refuse service if you can't)*
- *Check for Signs of Alteration (if altered, refuse service)*
- *Establish ID Ownership (if it appears to belong to someone else, request a valid ID or refuse service)*

Tips for Responsible Service:

- Begin each shift knowing the legal drinking age as of that day.
- Always be sure to ask the Guest to take the ID out of his or her wallet.
- False IDs are often blank on the back or not the same material as the real ones.
- If you see any sign that an ID has been altered, do not accept it as proof of age - refuse service. Checking IDs correctly is critical to protecting yourself against legal liability. Even when you are very busy, take the time to look closely at every ID.
- Ask yourself these questions:
 - Is this a state-recognized ID?
 - Does the picture look like the person in front of you? Is the birth date correct?
 - Does it look as if the ID has been altered?

If you can answer each of these questions, then you have done a good job of checking the ID. If you have a concern about any of these items then you cannot serve your Guest alcohol and you must notify your Manager immediately.





Safeguarding Your Guests

How alcohol affects the body can vary slightly among Guests but by being aware of the certain factors and watching for behavioral clues you can better monitor consumption. The goal is to maintain a safe environment and not let a Guest become intoxicated.

Factors to Consider:

- *Physical Size*
- *Rate of Alcohol Consumption*
- *Standard Serving Sizes*
- *Consumption of Food*
- *Drug Use*

As a server of alcohol, your first priority is to provide excellent customer service, thus, refusing service can be awkward. It's important to find a balance between serving responsibly and providing good customer service. When you talk to any Guest, it is important to communicate clearly. Guests appreciate bartenders who are polite, honest, and knowledgeable. The key to success is to remain polite and professional without being vague or avoiding the issue. One of the best tools you have for maintaining control is to use "I" statements. By phrasing your statements in the first person "I", you move the focus off of the Guest and onto you as the server. This shifts the conversation away from the negative (what the Guest can't do) to the positive (what you as the bartender can do). Also, provide a reason for your actions. Here is a sample list of reasons you might use to refuse service.

- *"It is against the law for me to serve you alcohol right now"*
- *"I have to see a valid form of ID before I can serve you alcohol"*
- *"I am concerned about your safety if I serve you another drink"*

If you find yourself wavering remind yourself of the following:

- *It is in the best interest of the Guest not to be served*
- *People are depending on you to do what is right rather than what is easy*

You are expected to check all IDs and refuse service when necessary. Always involve your manager on duty either immediately before or immediately after you deny someone service. In fact, Managers need to be involved in all alcohol related situations. All situations that involve refusal of service to an intoxicated Guest must be documented. Remember, the privilege of serving alcohol, also carries the responsibility of providing a safe atmosphere to all Guests in your establishment. The safety of all your Guests is one of the most important responsibilities that you have as an employee.

No one who is visibly intoxicated or is under the age of 21 is to be served alcohol.

Employees must be certified by an approved alcohol awareness program within the first 30 days of employment (or less if the state requires). Certificates must be kept valid.



City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE:

6/22/12

TO:

CODES DEPT
FIRE DEPT

FROM:

CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR

RE:

BUILDING INSPECTIONS FOR APPLICATION FOR BEER PERMIT

- ON PREMISES PERMIT
- OFF PREMISES PERMIT
- ON AND OFF PREMISES PERMIT
- MANUFACTURER'S OR DISTRIBUTOR'S PERMIT
- SPECIAL EVENTS PERMIT



Applicant is requesting a temporary permit. Please return ASAP.



Please return by _____ to provide information for Beer Board meeting agenda.

Beer Board Meeting Date

7/10/12

Name of Business

P.F. Chang's China Bistro #9914

Location of Business

439 Cool Springs Blvd

CODES DEPT

[Signature]
Building Inspector

6-27-12
Date

FIRE DEPT

Fire Inspector

Date

City of Franklin

P O Box 705
Franklin, TN 37065
(615) 791-3225

DATE:

6/22/12

TO:

CODES DEPT
FIRE DEPT

FROM:

CHRISTY MCCANDLESS, ACCOUNT MGMT SUPERVISOR

RE:

BUILDING INSPECTIONS FOR APPLICATION FOR BEER PERMIT

-
-
-
-
-

ON PREMISES PERMIT
OFF PREMISES PERMIT
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SPECIAL EVENTS PERMIT



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Beer Board Meeting Date

7/10/12

Name of Business

P.F. Chang's China Bistro #9914

Location of Business

439 Cool Springs Blvd

CODES DEPT

Building Inspector

Date

FIRE DEPT

Jonathan D. Dye
Fire Inspector

6/26/12
Date