IN THE MATTER OF

Kingstown Sushi, Inc.
d/b/a Kabuki Japanese Restaurant

RESPONDENT.

CONSENT AGREEMENT

It is hereby agreed between the Department of Business Regulation ("Department") and Kingstown Sushi, Inc. d/b/a Kabuki Japanese Restaurant ("Respondent") as follows:

1. Respondent holds a Class B license for the retail sale of alcoholic beverages pursuant to R.I. Gen. Laws § 3-7-7.

2. R.I. Gen. Laws § 3-5-21 provides that every license is subject to revocation or suspension and a licensee is subject to fine by the Department, on its own motion, for breach by the holder of the license of the conditions on which it was issued or for violation by the holder of the license of any applicable statute, rule or regulation.

3. Pursuant to an inspection on May 19, 2010 the Department became aware that Respondent was discounting drinks in violation of R.I. Gen Laws § 3-7-26 (b) (1) and Regulation 8, Rule 16.

4. R.I. Gen. Laws § 3-7-26 (b) (1) provides that:
(b) (1) No licensee shall advertise or promote in any manner, or in any
medium, happy hours, open bars, two-for-one nights and/or free drink specials.

5. COMMERCIAL LICENSING REGULATION 8, RULE 16 provides that;

No licensee or employee or agent of an alcoholic beverage license shall sell, offer to sell
or deliver to any person or group of persons any drinks at a price less than the price
regularly charged for such drinks during the period of Monday through Friday until 6
P.M. or Friday at 6 P.M. through Sunday.

All licensees shall maintain a schedule of the prices charged for all drinks to be served
and consumed on the premises or in any room or part thereof. Such prices shall be
effective for the period of Monday through Friday until 6 P.M. and/or Friday at 6 P.M.
through Sunday provided; however, that the Friday through Sunday time period may be
extended for an additional 24 hours on those weekends which have a Monday holiday
following, provided such holiday is recognized and observed by the State of Rhode
Island.

Happy hour and any similar type activities are prohibited.

6. The Department has sufficient cause to impose an administrative
penalty pursuant to R.I. Gen. Laws § 3-5-21.

7. In an effort to resolve the above-referenced violation and allow
Respondent to maintain its license in good-standing, Respondent agrees to the following:

A. Respondent understands that the Department is charged with
protecting the public by ensuring that its Licensees are competent
and trustworthy and are reasonably familiar with the statutes, rules
or regulations relating to alcoholic beverages.

B. Respondent shall comply with all terms and requirements for
licensure under R.I. Gen. Laws §§ 3-5-1, et seq., 3-7-1, et seq.; and
Commercial Licensing Regulation 8 – Liquor Control
Administration.
C. Respondent shall pay a fine in the amount of $250.00, payable to the Rhode Island General Treasurer.

D. Respondent voluntarily waives its right to the hearing process, voluntarily waives its right to appeal to Superior Court, admits that the allegations in Paragraphs 3, supra, are true, and agrees to take all necessary action as delineated in this Consent Agreement in order to maintain its license in good-standing.

8. If Respondent fails to comply with the terms of this Consent Agreement, the Department reserves the right to initiate the administrative hearing process to suspend or revoke Respondent’s license pursuant to R.I. Gen. Laws §§ 3-5-21, and 42-35-9.

THE DEPARTMENT AND RESPONDENT HEREBY CONSENT AND AGREE TO THE FOREGOING AS TO FORM AND SUBSTANCE:

Department of Business Regulation
By: Maria D’Alessandro, Esq.
Deputy Director Of Securities,
Commercial Licensing and Racing & Athletics

By: [Signature]

Date: 8/4/2010

Respondent
Kingstown Sushi, Inc. d/b/a Kabuki Japanese Restaurant
By: [Signature]

Date: 7/26/2010

[Notary Public Stamp]