

Oakland Police Department
Alcoholic Beverage Action Team
Management Information System

COPY

Ofc. J. Serna 8375
Oakland Police Department
Alcoholic Beverage Action Team

ABAT

C#: 08-198

Oracle No. 12418

Beat: 01

AREA: 1

JBA: CLUB ANTON

428 3rd ST

Ordinance Type: Deemed Approved
Store Type: Night Club

Comments: Also Owner of La Furia Chalaca Restaurant, 310 Broadway Club shares kitchen with La Furia Chalaca

Business

Licensee: ANTON CARLOS ALBERTO

CDL: [REDACTED]

Licensee Address: [REDACTED]

City: [REDACTED]

St: [REDACTED]

ZIP: [REDACTED]

ABC License: 415825 Type: 48

Conditions: YES

Issued: 25 Oct 04

Deemed Approved Fees paid for the year:

App Fee?

Phone #: 510-463-0165

Property

Street # 428

Street Name: 3rd ST

ZIP: 94607

Legal Address: 424 3rd St Oakland, CA 94607-3801

APN: 001-0139-008

Property Owner: Chau Jack & Hail

Zoning:

Owner Address: 3518 E Woodbine Rd Orange, CA 92867-2069

CDL: [REDACTED]

Business Tax Cert# 1856294

Health Permit #

PT0006460

Date of last visit:

30 Jan 14

Tobacco Lic# NONE

Payment Status:

PAID 2013

Reason:

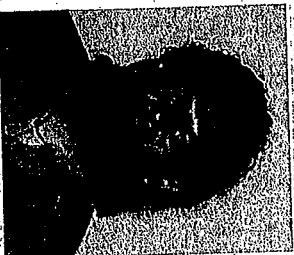
Cabaret Lic# S11-016

Acct Status:

facade project

CA Seller's Permit # 100951261

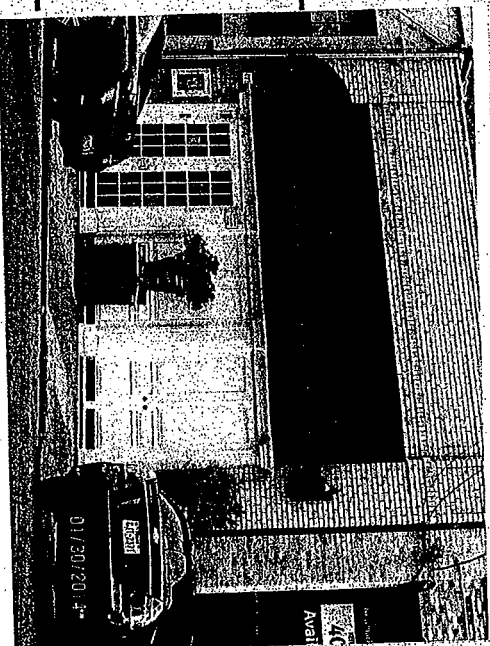
Closed/IV



Licensee:



Property Owner:



CLUB ANTON, 428 3rd ST

Date of Last Decoy

Summary

Time Offsets

Licensee

ABG & Law

Violations

Crime

Reports



Other or Previous Owners & Licensees



CLUB ANTON, 428 3rd ST

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Name: Hedi M. Framm Anton

Type: Co-Licensee

Address:

CDL: [REDACTED]

Comments:

Name: Frandsen, Ruby

Type:

Address:

CDL: [REDACTED]

Comments:

Name: NGO, Melinda Hang

Type: Bartender

Address: 1 [REDACTED]

CDL: [REDACTED]

Comments: 03 OCT 09- Was working as the bartender during a site visit.

[REDACTED]



Name: Marilyn Aminta Todd [REDACTED]

Type: Girlfriend of Licensee/Manager

Address:

CDL: [REDACTED]

Comments:

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Club Anton
ABAT Case Notes 2008-2015

2008

04 MAR 08 - 2008 Deemed Approved Fee received, receipt # 34570.
PST T. Johnson, 4342

2009

1/30/2009 - Deemed Approved Program fees paid

19 FEB 09 - ABC Final Order. Licensee has been suspended for 20 days. with 0 days stayed.
Suspension begins on 30 Jan 09.
PST T. Johnson/4342

03 OCT 09- Bar Check. The following violations were observed. Current permits not posted. Expired Health, No Business License, No Sellers permit, ABC permit expired. Bugs in Distilled spirit bottles 347 (b) PC. Upstairs office checked, strong odor of burnt marijuana inside office. Two zip lock small baggies, loose tobacco, and roach were found inside trash can. Nuisance abatement notice issued to ANTON, Carlos DOB: [REDACTED] who is the owner of the club. NGO, Melinda DOB: [REDACTED] was working as the bartender. OFC J. Sena, 8375P

2010

1 APR 10 - 2010 fee paid via A/R report 031810.
PST T. Johnson, 4342

27 AUG - Attempt to deliver 2010 permit, location closed.
PST T. Johnson, 4342

31 AUG - 2010 permit mailed.
PST T. Johnson, 4342

2010

1 APR 10 - 2010 fee paid via A/R report 031810.
PST T. Johnson, 4342

27 AUG - Attempt to deliver 2010 permit, location closed.
PST T. Johnson, 4342

31 AUG - 2010 permit mailed.
PST T. Johnson, 4342

2011

12 JAN 11- Cabaret permit for 2011 completed. Occupancy is 281-131 persons, permit# s11-015. OFC J. Sena, 8375

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18 MAR - 2011 DA/TRL Final Notice to remit fee.
PST T. Johnson, 4342

5 APR - 2011 DA/TRL fee rec'd, invoice # 1278, check # 156
PST T. Johnson, 4342

04/28/11-Pre Seizure/Collections call to Licensee conducted today. Voice recorder was used to capture call. Business Closed. PST A. Lew 3976

2 AUG - Mailed 2011 DAP Permit. Several attempt were made to deliver.
PST T. Johnson, 4342

09/23/11-Site visit made to get seller and business permits. Filemaker updated with new info. PST A. Lew 3976

30 NOV 11- Noise complaint from area residents regarding the club. Email complaint attached to file.
OFC J. Sena, 8375

2012

20 JAN 12-Letter sent to Marilyn Bladeras & Carlos Anton regarding special event permit requirements. Refer to letter attached to file. OFC J. Sena, 8375P

21 JUN - 2012 SA Permit mailed.
PST T. Johnson, 4342

7 DEC - 2013 DA/TRL Invoice mailed.
PST T. Johnson, 4342

20 DEC - 2013 DA/TRL fees paid - 15050, check no. 1153 - AAI S McDaniel, 4659

2013

31 AUG 13- 187 PC occurred inside of club. Refer to RD -13-044513.

04 SEP 13- Nancy Marcus from OCA requested security plan from owner Carlos Anton. Refer to attached email. OFC J. Sena, 8375P

05 SEP 13- Email to Mr. Anton from Arturo Sanchez, OCA, regarding suspended cabaret permit and hearing to show cause scheduled for September 17, 2013 at 10 am, hearing room 1, city hall, OFC J. Sena, 8375P

06 SEP 13- Letter from OCA to Club Anton regarding the revocation of cabaret permit with notice of hearing on 09/17/13. Attached to file. OFC J. Sena, 8375P

10 SEP 13- Email from Edward Higginbotham, attorney of Club Anton regarding 30 day extension of cabaret hearing and agreement of no cabaret activity until hearing. Copy attached to file. OFC J. Sena, 8375P.

26 SEP - Ltr of Disorderly House to ABC.
PST T. Johnson, 4342

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29 OCT 13- Cabaret license for Club Anton is surrendered. Club Anton to be converted into space used by La Furia Chalaca (type 47). Matter has been referred to ABC to R65 Club Anton's ABC License. Recommend remove from DA billing for 2014. OFC J. Sena, 8375 Refer to email attached to file.

8 Nov 13 - 2014 Invoice #10002010 cancelled. JFoster 4607

2014

30 Jan - Site Visit, Facade Project, New Photo taken
PST. T. Johnson, 4342



COPY

City Hall ■ 1 Frank Ogawa Plaza ■ 11th Floor ■ Oakland, California 94612

City Administrator's Office
Nuisance Abatement Division
Arturo Sanchez, Deputy City Administrator

Main FAX (510) 238-7084
Voicemail (510) 238-7542

January 10, 2012

Carlos Anton
c/o CLUB ANTON
310 Broadway
Oakland, CA 94607

**RE: Nuisance Activity at 310 Broadway, Oakland
dba Club Anton**

Dear Business Owner(s):

This is a courtesy notice intended to advise you that nuisance activity has been reported as occurring on your business. The Nuisance Abatement Division of the City of Oakland is designed to work with property/business owners to prevent and control nuisance activity on properties.

This letter is designed to inform you that as a business owner you are responsible for the nuisance activity that may be occurring on your property. It is also intended to facilitate early nuisance abatement efforts. In each instance where this letter is being sent, the Nuisance Abatement Division has received complaints either from police, city workers and/or citizens alleging specific activity in violation of the City's Public Nuisance Ordinance (PNO), Ordinance # 12550 C.M.S and/or the Nuisance Eviction Ordinance, Ordinance # 12592 C.M.S.

Our office has been informed that your property is the site of Noise Nuisances, OMC 8.18.010 Excessive and annoying noises prohibited; and 8.18.020 Persistent noises, a nuisance. This activity may constitute a violation of the PNO due to its impact to the use and quiet enjoyment of the surrounding community's property. There are reports that loud, annoying and excessive music is emanating from your establishment during the hours of operation.

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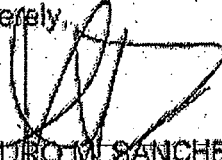
310 Broadway
Page 2 of 2

This letter is intended to inform you of this violation and afford you an opportunity to abate. Should the NAD move forward with a public nuisance abatement case against your property you will be subject to a variety of fees and penalties until the nuisance is abated. These fees and penalties include, but are not limited to: a \$3500.00 Nuisance case fee and civil penalties of \$500.00 a day.

Each situation will be different. Your property is the site of nuisance activity, and it is up to you to determine the exact nature of the problem and take the steps necessary to abate the nuisance. Proprietors of rental units and commercial properties play an important role in maintaining the integrity of their neighborhoods. We advise you to take the time to assess your property, identify the problems and call us for assistance.

Please call our office for an appointment at 238-7487. Thank you in advance for your attention to this matter.

Sincerely,


ARTURO M. SANCHEZ
Assistant to the City Administrator

cc: Offcr. J. Sena, ABAT/OPD (via email)
E. Ferran, Office of City Attorney (via email)
R. Ilgen, Office of City Attorney (via email)
N. Marcus, Special Activity Permits (via email)
D. Santana, City Administrator (via interoffice mail)

via regular mail

Nelson & Paula Mock, Property Owners, 578 10th St., Oakland, CA 94607

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City Hall ■ 1 Frank Ogawa Plaza ■ 11th Floor ■ Oakland, California 94612

City Administrator's Office
NUISANCE ABATEMENT DIVISION
Arturo Sanchez, Assistant to City Administrator

TTY/TDD (510) 238-2007
Main FAX (510) 238-7084
Voicemail (510) 238-7542

January 12, 2012

Marilyn Balderas
Carlos Anton
c/o Club Anton
310 Broadway
Oakland, CA 94607

MEETING NOTICE

Subject Property: 310 Broadway, Oakland dba Club Anton


Dear Ms. Balderas

Thank you for calling our office. This will confirm your meeting with us as follows:

Date/Day: **January 20, 2012, Friday**
Time: **10:00 a.m.**
Location: **1 Frank Ogawa Plaza, City Hall, 11th Floor**

Please feel free to call our office at 238-7487 if you have any questions.

Sincerely,


Susan Vasquez
Administrative Assistant



City Hall ■ 1 Frank Ogawa Plaza ■ 11th Floor ■ Oakland, California 94612

City Administrator's Office
Nuisance Abatement Division
Arturo Sanchez, Deputy City Administrator

Main FAX (510) 238-7084
Voicemail (510) 238-7542

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FCN 08-198

ENTERED JAN 20 2012



January 20, 2012

Carlos Anton
Marilyn Balderas
c/o CLUB ANTON
310 Broadway
Oakland, CA 94607

RE: Cabaret and Special Event Activities at 310 Broadway
dba Club Anton

Dear Mr. Anton and Ms. Balderas,

It is disappointing that you were unable to attend our scheduled meeting today, Friday January 20, 2012 at 10:00 a.m. The purpose of the meeting was to put you on notice for current conditions that impact your ability to renew your cabaret permit. This letter is intended to document the issues raised by this office with Ms. Balderas on Friday, January 20, 2012, which include, but are not limited to:

1. You do not have a public assembly permit and a cabaret permit cannot be issued without a public assembly permit.
2. The City has received complaints about noise emanating from your establishment and in violation of both cabaret permit and your alcohol license.
3. You are conducting activities that exceed the scope of a cabaret permit may require a special event permit:

Pursuant to OMC Chapter 9.52 a special event permit is required when:

"Special event" (hereinafter "event") means, for the purpose of this chapter, an event sponsored by any person, entity, business or group including but not limited to the Oakland Unified School District, the Port of Oakland, the Oakland Coliseum complex, the Paramount Theater, and at any event venue within the city and open to the public:

A. Which is held in any public park and/or facility or on any property and/or facility which is open to the public, and

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

Bay Area Field Office
1800 Sutter Street, Suite 400
Concord, CA 94520
(925) 602-7715



February 19, 2009

Chief Wayne G. Tucker
Oakland Police Department
428 Third Street
Oakland, CA 94607

ANTON Carlos Alberto
Club Anton LLC
428 3rd Street
Oakland, CA 94607

Dear Chief Tucker:

This is a notice of the Final Order of the Department in the action against the above licensed premises.

The license has been ordered suspended for a period of 20 days, with 0 days stayed. The 20 day suspension began on January 30, 2009.

Exercising the privileges of a license during a suspension of such license is a violation of Section 23300 of the Alcoholic Beverage Control Act.

Sincerely,

Justin Gebb
District Administrator

JG:saj