

CITY OF MINNEAPOLIS
LICENSES AND CONSUMER SERVICES
350 SOUTH 5TH STREET, ROOM 1-C, CITY HALL
MINNEAPOLIS, MN 55415

BUSINESS LICENSE OPERATING CONDITIONS

STALLIONS LLC
ATTN: MICHAEL WHITELOW
10 5TH ST S #B100
MINNEAPOLIS, MN 55402

24-JUN-09

Request Number: 09-0702454
Re: L198 50086 CLUB NEW YORK
for LIQ ON-SALE A W/SS SERIES 3000

Club New York Conditions

1. The establishment may not operate as a sexually oriented use as is defined in Section 549.340 of the Minneapolis Code of Ordinances.
2. The applicant will not allow any activities to occur on its premises which include or involve nude or semi-nude dancing, revealing or inappropriate employee attire, mud wrestling, wet T-shirt contests, employee wrestling with customers or sexually suggestive touching, and other similar types of activities.
3. No "18 plus" or "all ages" event shall be provided in the establishment unless the applicant notified the local police precinct in writing upon the booking of the event or at least 24 hours prior to the event, whichever is sooner, if the event is in addition to the schedule adopted by Club New York and on file with the local police precinct. For purposes of this agreement, an "18 plus/all ages" event shall be defined as an event that is advertised as an 18 plus/all ages event that offers live entertainment or a DJ in a nightclub type setting.
4. During any 18 plus/all ages event, an Alcoblow/intoxilyzer shall be employed on all patrons entering the establishment who in the reasonable judgment of the on site management/staff of Club New York appear to be under the influence of an alcoholic beverage. Any patron under the age of 21 with any detectable presence of alcohol in their system shall be refused admittance into the establishment. All patrons under age 21 will be issued clearly defined wrist bands identifying the patron as under age 21 and not authorized to be served or consume alcoholic beverages.
5. During any 18 plus/all ages event, an identification card reader shall be available and shall be employed to verify, along with visual inspection of the identification, the age of each patron. If in the reasonable judgment of the on site management/staff of Club New York the individual is not personally known to be 21 years of age, or there is reasonable suspicion that the identification presented is

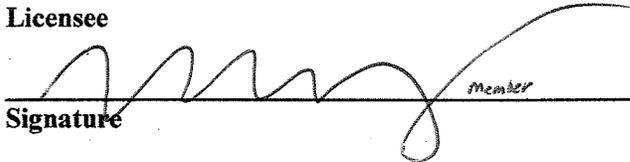
inadequate to establish the age of the patron, the patron will be refused admittance into the establishment.

6. The applicant or designated representative shall regularly attend the Downtown Entertainment District Security Meetings (Bar Watch) and maintain current e-mail contacts with the First Police Precinct.
7. Club New York at all times will keep an accurate occupancy count and immediately share such figures upon the request of any official or officer of the City of Minneapolis. Club New York shall not let more patrons into the establishment than is legally allowed.
8. The applicant will schedule and maintain adequate security during all hours of operation.
9. The applicant will schedule and maintain adequate security beyond closing time to assist in effective dispersal of crowds from the sidewalk in front of the licensed premises.
10. The applicant agrees not to permit employees or promoters to distribute handbills, flyers or business cards to the public, or hire others in the business of distributing handbills, flyers or business cards, in or on any publicly owned street, sidewalk or structure in the City of Minneapolis, except that applicant and its employees may conduct such constitutionally protected activity within 100 feet of the principal entrance of the licensed facility. The applicant will advise any independent promoters of the City's requirement that the promoter and its employees not distribute handbills, flyers or business cards to the public in or on any publicly owned street, sidewalk or structure in the City of Minneapolis, and will use reasonable efforts to assist the City in enforcing this prohibition such as putting this requirement in any contracts with such promoters.
11. To the extent reasonably practicable, the applicant agrees to use its best efforts to prevent patrons from congregating upon the public sidewalk within 15 feet of the principal entrance of the licensed facility so as assist in the free passage for pedestrians.
12. All parties hereto agree that any alleged violation of the terms of this agreement may result in an adverse licensing action brought by the City.
13. Final inspection and compliance with all provisions of applicable codes and ordinances.

I have read the conditions listed above. I agree with the conditions and understand that failure on our part, or on the part of my company or employees to adhere to these conditions, may be cause for future adverse license action, including the suspension, revocation, or denial of the renewal of the L198 50086 CLUB NEW YORK license. These conditions will be effective for the duration the license operates at these premises, unless otherwise amended by the City Council of Minneapolis.

Based upon the foregoing, this agreement is freely & voluntarily entered into in good faith:

Licensee


Signature member

Michael White member
Print Name Title

Date: 6/23/2009

City of Minneapolis

By: 

Ricardo X. Cervantes, Dep. Dir. Licenses
Print Name City of MPLS

Dated: June 25, 2009