

**STATE OF VERMONT
LIQUOR CONTROL BOARD**

**In Re: C.D.P. ENTERPRISES, INC. D/B/A PHAT KATS TAVERN
33 DEPOT STREET
LYNDONVILLE, VERMONT**

SETTLEMENT AGREEMENT

C.D.P. Enterprises, Inc. d/b/a Phat Kats Tavern ("Licensee") was notified to appear and did appear for an April 13, 2016 contested case hearing wherein the Liquor Control Board ("Board") would consider renewal or non-renewal of Licensee's First and Third Class Liquor Licenses and has reached an agreement with the Department of Liquor Control ("DLC"). The Board has agreed to accept the following:

- **SUBJECT TO TOWN/LOCAL APPROVAL, LICENSEE'S FIRST AND THIRD CLASS LIQUOR LICENSES WILL BE RENEWED EFFECTIVE MAY 1, 2016;**
- **CHAD PILOTTE WILL NOT CONSUME ALCOHOLIC BEVERAGES ON THE LICENSED PREMISES AT ANY TIME;**
- **CHAD PILOTTE WILL NOT ENTER THE LICENSED PREMISES AT ANY TIME AFTER HAVING CONSUMED ALCOHOLIC BEVERAGES;**
- **CHAD PILOTTE SHALL PROVIDE A BREATH SAMPLE AT THE REQUEST OF LAW ENFORCEMENT AT ANY TIME WHILE HE IS PRESENT ON THE LICENSED PREMISES; AND**
- **THE PRECEDING THREE CONDITIONS SHALL BE EFFECTIVE IMMEDIATELY AND WILL ENDURE INDEFINITELY, EVEN AFTER ANY SUBSEQUENT LICENSE RENEWALS.**

Licensee acknowledges and agrees that, at all times and in all communications and proceedings related to this matter and to this Agreement, it has had the right to be and has been represented and advised by legal counsel. Licensee has carefully reviewed and considered this Agreement with the assistance of its counsel. Licensee agrees and understands that, by executing this Agreement, it is waiving any right to a hearing related to the matter before the Board on April 13, 2016 (thereby waiving any right to be presented with the evidence against it, to cross-examine adverse witnesses, and to offer evidence of its own to contest the DLC's allegation(s)) and waiving any right to challenge the jurisdiction and continuing jurisdiction of the Board in this matter. See 7 V.S.A. § 236; 3 V.S.A. §§ 809, 814.

**LICENSEE:
C.D.P. ENTERPRISES, INC.
D/B/A PHAT KATS TAVERN**

Dated: 4/13/16

By: 
Its Duly Authorized Agent
Chad D. Pilotte
Print Name

Dated: 4/13/16

APPROVED BY:

For the Liquor Control Board