

Short Line Operations, LLC

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May 10, 2011

City of Las Vegas
Dept. Of Planning
333 N. Rancho Dr., 3rd Floor
Las Vegas, NV 89106

Re: Short Line Express Market
6390 N. Durango Drive
Las Vegas, NV 89149

Ladies and Gentlemen:

We were approved for SUP-2541 covering the above referenced location October 1, 2003. Conditions 5 and 6 of the approval deals with the sale of alcoholic beverages as follows:

5. The sale of alcoholic beverages shall be limited to the sale of beer and wine only.
6. The sale of individual containers of any size of beer, wine coolers or screw cap wine is prohibited. All such products shall remain in their original configurations as shipped by the manufacturer. Further, no repackaging of containers into groups smaller than the original shipping container size shall be permitted.

The City of Las Vegas Code Enforcement has noticed us to stop selling all single sell beer and wine, and any malt beverage, wine cooler, or other alcoholic beverage that contains 6% or less alcohol.

Since 2003, when we were approved, the marketing, package size, and types of alcoholic beverages has changed significantly. While operating eleven (11) stores in Clark County, Nevada we have been able to determine that this single-sell package now represents of 20% of our total in-store sales. This popular package allows a customer to purchase an alcoholic beverage at a more affordable price point versus a 12 or 24 pack which costs much more. Also, there are now several other malt beverages, wine coolers, and other beverages that are in the "beer/wine" category which are very popular with the general public.

I surveyed all retail establishments (c-stores, liquor stores, grocery stores) within three (3) miles of the above referenced location and each one of them offers single sell beer, wine, screw cap wine, malt beverages, wine coolers, etc. This puts our store at an extreme disadvantage in the market.

Conditions #5 and #6 have not accomplished their original intent in 2003 and are now putting a strangle-hold on our ability to compete and do business in the marketplace.

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Therefore, please change conditions #5 to

5. This business shall not sell any hard liquor.

and delete condition #6 which limits our ability to sell the single sell package and screw cap wine.

Please contact me at 595-1711 if you have any questions. Thank you for your consideration.

Sincerely,



Marshall Morton
Member/Manager

cc: Duane Shields
Ernest A. Becker IV

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