ACKNOWLEDGMENT/SETTLEMENT AGREEMENT

IN RE:

Permit Holder:

Walmart, Inc. / Walmart #892 : 1002 SE National Dr. :

Ankeny, Iowa 50021-3996

:

We hereby knowingly and voluntarily acknowledge that we have received the Notice of Hearing and the Hearing Complaint filed against us in the above-captioned case. We hereby knowingly and voluntarily acknowledge the facts and allegations contained in the Hearing Complaint, attached hereto and incorporated herein by reference, and knowingly and voluntarily admit that the same are true and correct. We hereby knowingly and voluntarily waive hearing, and submit to the statutory penalties prescribed by Iowa law. We understand that this penalty will count as an official "First Violation" of Iowa Code Section 453A.2 pursuant to Iowa Code Section 453A.22. We have enclosed a check for the amount of \$300.00 made payable to the "City of Ankeny" to settle the above-referenced Hearing Complaint. In signing below, I hereby certify that I have the authority to bind the above-named Permit Holder.

Title: Alcohol / Tobacco Comp liance Manager

FIRST VIOLATION

On behalf of Permit Holder:

Walmart, Inc. / Walmart #892

1002 SE National Dr. Ankeny, IA 50021-3996

If you decide to sign this Acknowledgment/Settlement Agreement and waive your appearance at a hearing, this document, properly signed and dated, along with your \$300.00 check made payable to the "City of Ankeny", must be returned to:

Amy S. Beattie, City Attorney BRICK, GENTRY, BOWERS, SWARTZ, STOLTZE & LEVIS, P.C. 6701 Westown Parkway, Suite 100 West Des Moines, Iowa 50266