

November 5, 2012

To: Chairperson, Alcoholic Beverage Control Board

From: Secretary, Alcoholic Beverage Control

Subject: Minutes of Alcoholic Beverage Control Board Meeting on **October 22, 2012**

Cy R Taitano
11-28-12

Meeting called to order by Chairperson Taitano on **October 27, 2012 at 16:25**. In attendance were Board members John Ray Taitano, John Ilaio and Craig Thompson. ABC personnel present was Gerald Salas.

I. Old Business:

None.

II. New Business:

A. Alcoholic Beverage License Applications

The application for a general on sale alcoholic beverage license by the following business was given unconditional approval by unanimous vote of the Board.

Dye Ana R. dba: Club Fantastik Music Lounge. A class 4, General On Sale Alcoholic Beverage License, application on Lot 107-1-1 #390 Marine Corp Drive, Piti.

The application for a general on sale alcoholic beverage license by the following business was given conditional approval by unanimous vote of the Board provided all conditions are met before the actual license is issued.

Trante, Mandy Dimacali, dba: Lori's. A class 4, General On Sale Alcoholic Beverage License, application on Lot 5162-3-3 GKTC Unit 12 Harmon Industrial Park, Harmon.

The application for a general on sale alcoholic beverage license by the following business was given conditional approval by unanimous vote of the Board provided all conditions are met before the actual license is issued.

J Lease LLC. dba: Gorilla's. A class 4, General On Sale Alcoholic Beverage License, application on Lot 5114-1-3-1 NEW-R1 5114-1-3 5114-1-3-7 Acanta Mall Pale San Vitores, Tumon.

The application for a beer and wine on sale alcoholic beverage license by the following business was given conditional approval by unanimous vote of the Board provided all conditions are met before the actual license is issued.

Ferejan, Gyongyi Pilar, dba: Pika's Cafe. A class 4, On Sale beer and wine Beverage License, application on Lot 50960-1-3-1 NEW Star Bldg, Upper Tumon.

The application for a beer on sale alcoholic beverage license by the following business was given unconditional approval by unanimous vote of the Board.

Khao Hom Thai Restaurant, dba: Khao Hom Thai Restaurant. A class 4, On Sale beer Beverage License, application on Lot 2028-REM #1054 South Marine Corp Drive Tamuning.

The application for a general off sale alcoholic beverage license by the following business was given conditional approval by unanimous vote of the Board provided all conditions are met before the actual license is issued.

Kim, Young Hee, dba: Merizo Papa Niyoc Mart. A class 5, Off Sale general Beverage License, application on Lot 225-1 Chalan Kanton Tasi, Merizo.

The application for a beer off sale alcoholic beverage license by the following business was given conditional approval by unanimous vote of the Board provided all conditions are met before the actual license is issued.

S&Y Corporation, dba: Gangnam Market. A class 5, Off Sale beer Beverage License, application on Lot 2017-R1 R.K. Plaza Unit 4 Tamuning.

The application for a general off sale alcoholic beverage license by the following business was given unconditional approval by unanimous vote of the Board.

Revo Wines LTD, dba: Revowines. A class 5, Off Sale Alcoholic Beverage License, application on same lot, different unit as the current license resides.

The application for a change of address by the following business was given unconditional approval by unanimous vote of the Board.

Spring Chinese Kitchen Inc., dba: Spring Chinese Kitchen. From Lot 2149-R14 Farenholt Drive to Lot 2112-B-1-R1 #782 South Marine Corp Drive Tamuning.

B) Temporary License

The application for a temporary beer on sale alcoholic beverage license by the following business was given unconditional approval by unanimous vote of the Board.

Guam Hawgs Motorcycle Club. A class 7, Temporary On Sale beer Beverage License, application at the Harley Davidson Parking Lot under a 50' by 60' canopy on November 4, 2012 from 12:00 pm to 7:00 pm.

The application for a temporary general on sale alcoholic beverage license by the following business was given unconditional approval by unanimous vote of the Board.

Edward M. Calvo Cancer Foundation. A class 10, Temporary On Sale alcoholic Beverage License, application at the Yigo Amusement Park on November 23, 2012 from 10:00 am to Midnight.

C) Manager/Assistant Manager Applications

The applications of the following Ten (10) managers were given unanimous approval by the Board:

- Rittenhouse, Jessica M. Abandon Ship
- Valencia, Alice M. Club Fantastik Music Lounge
- Lizaro, Manual Peter Jr. Delmonico
- Carter, Titima Thoi Y. Kaeo Tavern
- Todd, Elaina M. Katei Lounge
- Hiachi, Nelde Elvira E. Leo Palace
- Quitaneg, Elena A. Olei's Place
- Monteiro, Daisy Olei's Place

D) Other Items For Discussion(s): New Business

Additional Consumption Area:

The Board unanimously approved an additional consumption area in the form of 30 rooms within the Ypao Breeze Inn (formerly Hunter's Inn)

The Board unanimously approved two additional consumption areas to their current alcoholic beverage license including the 4' by 35' front balcony and the 7' by 30' side balcony on the second floor of Aida's Building

Change of Trade Name:

The Board unanimously approved a change in trade name for the following business: Rick's Bar and Café, dba Mac & Marti's Blue Lagoon, a class 4 general on sale alcoholic beverage license; from Mac & Marti's Blue Lagoon to Strumms.

Violation Report:

(1) Dinat Guam Inc. dba Pink Lady. A class 4 general on sale alcoholic Beverage License was in violation of Title 11, GCA Section 3414 Amended by Public Law 30-154 Hours of Sale, On Sale Premises; And 3 GAR Section 2105 Responsibilities of the Licensee Amended by Public Law 29-54 (b). Under Title 11, GCA Section 3612 Same Temporary, The Alcoholic Beverage

Control Administrator suspended the Alcoholic Beverage License no. 11830 for a period of 48 hours starting 7:00 pm September 21, 2012 to 7:00 pm September 25, 2012.

The ABC Board voted unanimously to hold an Adjudication Hearing about the aforementioned violations to determine if additional penalties are in order. The enforcement group is directed to provide appropriate notice to Licensee no. 11830 of the Adjudication Hearing and to set an appropriate date for such hearing per Guam Law

(2) Encore Entertainment, Inc.. dba Casa. A class 4 general on sale alcoholic Beverage License was in violation of Title 11, GCA Section 3414 Amended by Public Law 30-154 Hours of Sale, On Sale Premises; And 3 GAR Section 2109 Miscellaneous Provisions (c). Under Title 11, GCA Section 3612 Same Temporary, The Alcoholic Beverage Control Administrator suspended the Alcoholic Beverage License no. 12349 for a period of 48 hours starting 7:00 pm September 29, 2012 to 7:00 pm October 1, 2012.

The ABC Board voted unanimously to hold an Adjudication Hearing about the aforementioned violations to determine if additional penalties are in order. The enforcement group is directed to provide appropriate notice to Licensee no. 11830 of the Adjudication Hearing and to set an appropriate date for such hearing per Guam Law

(3) Wagaya Hachi Hachi LLC. Db a Only One Restaurant/Min's Lounge. A class 4 general on sale alcoholic Beverage License was in violation of Title 11, GCA Section 3414 Amended by Public Law 30-154 Hours of Sale, On Sale Premises; The Alcoholic Beverage Control Administrator suspended the Alcoholic Beverage License no. 11830 for a period of 48 hours starting 7:00 pm October 19, 2012 to 7:00 pm October 21, 2012.

The ABC Board voted unanimously to not seek further penalties for the aforementioned violations in light of the facts that only one person was drinking after hours and that person was purportedly part of the operation.

(4) Reeves, Welma B.. dba Jologs. A class 4 general on sale alcoholic Beverage License was in violation of Title 11, GCA Section 3414 Amended by Public Law 30-154 Hours of Sale, On Sale Premises; The Alcoholic Beverage Control Administrator suspended the Alcoholic Beverage License no. 11830 for a period of 48 hours starting 7:00 pm October 19, 2012 to 7:00 pm October 21, 2012.

The ABC Board voted unanimously to hold an Adjudication Hearing about the aforementioned violations to determine if additional penalties are in order. The enforcement group is directed to provide appropriate notice to Licensee

no. 11830 of the Adjudication Hearing and to set an appropriate date for such hearing per Guam Law

Letter of Warning

(1) Castillo, Natalie M.. dba Lisa Rose Karaoke. A class 4 general on sale alcoholic Beverage License was issued a letter of warning by the Alcoholic Beverage Control Administrator for violating 3 GAR Section 2105 (b) amended by Public Law 29-34 (b) Responsibilities of the Licensee.

The ABC Board elected to take no further action against the above mentioned establishment.

Protest of Issuance of License

ABC Condominiums is protesting the issuance of a licensee to Busker Alley Incorporated Entertainment Inc. dba: Coconut Cove.

E. Meeting Adjourned at 17:15