

A G E N D A
LIQUOR CONTROL ADJUDICATION BOARD
DEPARTMENT OF LIQUOR CONTROL
COUNTY OF MAUI

DATE & TIME: THURSDAY, MARCH 5, 2009, AT 9:00 A.M.

PLACE: DEPARTMENT OF LIQUOR CONTROL CONFERENCE ROOM
DAVID K. TRASK, JR. OFFICE BUILDING
2145 KAOHU STREET, ROOM 107
WAILUKU, MAUI, HAWAII 96793

I. HEARINGS BEFORE THE BOARD:

A. COMPLAINT AND ACCUSATION NO. 2009-12, PLEA: NO CONTEST

In the matter of the accusation against SAIGON PALACE, INC. dba SAIGON PALACE, Dispenser General License No. 346, 310 Hookahi Street, Space Nos. 106 & 107, Wailuku, Maui, Hawaii.

Count 1. On June 6, 2008 at approximately 11:10 p.m., SAIGON PALACE, INC. dba SAIGON PALACE, a dispenser general licensee, did, through its employee, sell, serve, or furnish liquor to a minor, as defined in Section 281-1 of the Hawaii Revised Statutes and Section 08-101-5 of the Rules of the Liquor Commission, contrary to Section 281-78(b)(1)(A) of the Hawaii Revised Statutes and Section 08-101-60(b)(1)(A) of the Rules of the Liquor Commission, County of Maui.

B. COMPLAINT AND ACCUSATION NO. 2009-13, PLEA: NO CONTEST

In the matter of the accusation against NAPILI VILLAGE GENERAL STORE, INC. dba NAPILI GENERAL STORE, Retail General License No. 158, 5425 Honoapiilani Highway, Building D, Napili, Maui, Hawaii.

Count 1. On June 12, 2008 at approximately 7:42 p.m., NAPILI VILLAGE GENERAL STORE, INC. dba NAPILI GENERAL STORE, a retail general licensee, did, through its employee, sell or furnish liquor to a minor, as defined in Section 281-1 of the Hawaii Revised Statutes and Section 08-101-5 of the Rules of the Liquor Commission, contrary to Section 281-78(b)(1)(A) of the Hawaii Revised Statutes and Section 08-101-60(b)(1)(A) of the Rules of the Liquor Commission, County of Maui.

C. COMPLAINT AND ACCUSATION NO. 2009-14, PLEA: NO CONTEST

In the matter of the accusation against RAA CORP. dba TIP-UPS TAVERN & GRILLE, Dispenser General License No. 228, 1279 South Kihei Road, Suite 314, Kihei, Maui, Hawaii.

Count 1. On June 14, 2008 at approximately 9:41 p.m., RAA CORP. dba TIP-UPS TAVERN & GRILLE, a dispenser general licensee, did, through its employee, sell, serve, or furnish liquor to a minor, as defined in Section 281-1 of the Hawaii Revised Statutes and Section 08-101-5 of the Rules of the Liquor Commission, contrary to Section 281-78(b)(1)(A) of the Hawaii Revised Statutes and Section 08-101-60(b)(1)(A) of the Rules of the Liquor Commission, County of Maui.

D. COMPLAINT AND ACCUSATION NO. 2009-17, PLEA: NO CONTEST

In the matter of the accusation against KAMUELA'S OHANA, LLC dba PADDLERS' INN, Restaurant General License No. 217, 10 Mohala Street, Kaunakakai, Molokai, Hawaii.

Count 1. On July 12, 2008 at approximately 3:29 p.m., KAMUELA'S OHANA, LLC dba PADDLERS' INN, a restaurant general licensee, did, through its employee, sell, serve, or furnish liquor to a minor, as defined in Section 281-1 of the Hawaii Revised Statutes and Section 08-101-5 of the Rules of the Liquor Commission, contrary to Section 281-78(b)(1)(A) of the Hawaii Revised Statutes and Section 08-101-60(b)(1)(A) of the Rules of the Liquor Commission, County of Maui.

E. COMPLAINT AND ACCUSATION NO. 2009-15, PLEA: NO CONTEST

In the matter of the accusation against PINE ISLE MARKET, LTD. dba PINE ISLE MARKET, LTD., Retail General License No. 131, 356 Eighth Street, Lanai City, Lanai, Hawaii.

Count 1. On June 21, 2008 at approximately 11:18 a.m., PINE ISLE MARKET, LTD. dba PINE ISLE MARKET, LTD., a retail general licensee, did, through its employee, sell or furnish liquor to a minor, as defined in Section 281-1 of the Hawaii Revised Statutes and Section 08-101-5 of the Rules of the Liquor Commission, contrary to Section 281-78(b)(1)(A) of the Hawaii Revised Statutes and Section 08-101-60(b)(1)(A) of the Rules of the Liquor Commission, County of Maui.

F. COMPLAINT AND ACCUSATION NO. 2009-16, PLEA: NOT GUILTY

In the matter of the accusation against SOLEIL & GAIA, LTD. dba THE WINE CORNER, Retail General License No. 114, 149 Hana Highway, Paia, Maui, Hawaii.

- Count 1. On July 5, 2008 at approximately 2:08 p.m., SOLEIL & GAIA, LTD. dba THE WINE CORNER, a retail general licensee, did, through its employee, sell or furnish liquor to a minor, as defined in Section 281-1 of the Hawaii Revised Statutes and Section 08-101-5 of the Rules of the Liquor Commission, contrary to Section 281-78(b)(1)(A) of the Hawaii Revised Statutes and Section 08-101-60(b)(1)(A) of the Rules of the Liquor Commission, County of Maui.
- Count 2. On July 5, 2008 at approximately 2:08 p.m., SOLEIL & GAIA, LTD. dba THE WINE CORNER, a retail general licensee, did, through its employee, fail to properly check the identification of a minor, as defined in Section 281-1 of the Hawaii Revised Statutes and Section 08-101-5 of the Rules of the Liquor Commission, contrary to Section 08-101-61(c) of the Rules of the Liquor Commission, County of Maui.

II. ADOPTION OF FINDINGS OF FACT, CONCLUSIONS OF LAW, DECISION AND ORDER:

- A. COMPLAINT AND ACCUSATION NO. 2009-02, ILG RESTAURANT #1, LLC dba LAHAINA STORE GRILLE & OYSTER BAR**
- B. COMPLAINT AND ACCUSATION NO. 2009-03, KEAWEKAPU LLC dba ZACK'S DELI AND GENERAL STORE**
- C. COMPLAINT AND ACCUSATION NO. 2009-04, KEAWEKAPU LLC dba ZACK'S DELI AND GENERAL STORE**
- D. COMPLAINT AND ACCUSATION NO. 2009-05, F & K CORPORATION dba SOUP NUTZ & JAVA JAZZ**
- E. COMPLAINT AND ACCUSATION NO. 2009-06, 888, INC. dba LONGHI'S**

III. ADMINISTRATIVE AFFAIRS:

- A. Resolution honoring John Urauchi**
- B. Letter of Appreciation and Certificate from the Office of the Mayor**
- C. Election of Liquor Control Adjudication Board Chairperson and Vice Chairperson for the period April 2009 through March 2010**

IV. ADJOURNMENT:

AGENDA
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NEXT LIQUOR CONTROL ADJUDICATION BOARD MEETING WILL BE HELD ON THURSDAY, APRIL 2, 2009, AT 9:00 A.M. AT THE DEPARTMENT OF LIQUOR CONTROL CONFERENCE ROOM, DAVID K. TRASK, JR. OFFICE BUILDING, 2145 KAOHU STREET, ROOM 107, WAILUKU, MAUI, HAWAII.

Any person desiring to attend the hearing and requiring an accommodation (i.e., large print, taped material, sign language interpreter, accessible parking, etc.) may request assistance provided such a request is received three (3) working days prior to the scheduled hearing. This request may be made by writing to the Director at: Department of Liquor Control, 2145 Kaohu Street, Room 105, Wailuku, Hawaii, 96793, or by calling 243-7753.