

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

DATE & TIME: THURSDAY, APRIL 1, 2010, 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. 2010-19, PLEA: NO CONTEST

In the matter of the accusation against OCEANS II, INC. dba OCEANS BEACH BAR AND GRILL, Dispenser General License No. 375, 1819 South Kihei Road, Bldg A, Kihei, Maui, Hawaii.

Count 1. On July 18, 2009 between the approximate times of 12:26 a.m. and 12:47 a.m., OCEANS II, INC. dba OCEANS BEACH BAR AND GRILL, a dispenser general licensee, did make, cause the making of, continue to make, permit to be made, or permit the continuance of, from its licensed premises or any adjacent premises under the licensee's control, noise which resulted in a complaint from one or more resident(s) or tenant(s) in the vicinity which exceeded the maximum permissible sound levels, contrary to Section 08-101-64 of the Rules of the Liquor Commission, County of Maui.

Count 2. On July 25, 2009 between the approximate times of 12:00 midnight and 12:20 a.m., OCEANS II, INC. dba OCEANS BEACH BAR AND GRILL, a dispenser general licensee, did make, cause the making of, continue to make, permit to be made, or permit the continuance of, from its licensed premises or any adjacent premises under the licensee's control, noise which resulted in a complaint from one or more resident(s) or tenant(s) in the vicinity which exceeded the maximum permissible sound levels, contrary to Section 08-101-64 of the Rules of the Liquor Commission, County of Maui.

B. COMPLAINT AND ACCUSATION NO. 2010-23, PLEA: NO CONTEST

In the matter of the accusation against CHEESEBURGER, MAI TAIS & ROCK N ROLL, A HAWAII LIMITED PARTNERSHIP dba CHEESEBURGER ISLAND STYLE, Restaurant General License No. 215, 3750 Wailea Alanui Drive, Space B-25, Wailea, Maui, Hawaii.

- Count 1. On August 31, 2009 at approximately 2:15 p.m., CHEESEBURGER, MAI TAIS & ROCK N ROLL, A HAWAII LIMITED PARTNERSHIP dba CHEESEBURGER ISLAND STYLE, a restaurant general licensee, did, through its employee, sell, serve, or furnish liquor to, or allow the consumption of liquor by Cody Matsuno, 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 August 31, 2009 at approximately 2:15 p.m., CHEESEBURGER, MAI TAIS & ROCK N ROLL, A HAWAII LIMITED PARTNERSHIP dba CHEESEBURGER ISLAND STYLE, a restaurant general licensee, did, through its employee, fail to properly check the identification of Cody Matsuno, 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. 2010-02, CANE FIRE MAUI LLC dba LULU'S SURF CLUB & GRILL LAHAINA**
- B. COMPLAINT AND ACCUSATION NO. 2010-14, MAUI CHEMICAL AND PAPER PRODUCTS, INC. dba MAUI CHEMICAL AND PAPER PRODUCTS**
- C. COMPLAINT AND ACCUSATION NO. 2010-15, FUJIYAMA ENTERPRISES II, INC. dba TOM'S MINI MART**
- D. COMPLAINT AND ACCUSATION NO. 2010-16, WBP, LLC dba SUPERSTOP**

III. ADJOURNMENT:

NEXT LIQUOR CONTROL ADJUDICATION BOARD MEETING WILL BE HELD ON THURSDAY, MAY 6, 2010, 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.

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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.