

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

DATE & TIME: THURSDAY, AUGUST 2, 2012, 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. 2012-34, PLEA: NO CONTEST

In the matter of the accusation against MOLOKAI MINIMART INC. dba MOLOKAI MINIMART, Retail General License No. 180, 35 Mohala Street, Suite 5M, Kaunakakai, Molokai, Hawaii.

Count 1. On July 8, 2011 at approximately 9:17 a.m., MOLOKAI MINIMART INC. dba MOLOKAI MINIMART, 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.

B. COMPLAINT AND ACCUSATION NO. 2012-33, PLEA: NOT GUILTY

In the matter of the accusation against MAUI'S MEAT, FISH AND LIQUOR COMPANY, INC. dba CARY & EDDIE'S HIDEAWAY, Dispenser General License No. 295, 500 North Puunene Avenue, Kahului, Maui, Hawaii.

Count 1. On September 16, 2011 at approximately 8:29 p.m., MAUI'S MEAT, FISH AND LIQUOR COMPANY, INC. dba CARY & EDDIE'S HIDEAWAY, 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.

Count 2. On September 16, 2011 at approximately 8:29 p.m., MAUI'S MEAT, FISH AND LIQUOR COMPANY, INC. dba CARY & EDDIE'S HIDEAWAY, a dispenser 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.

- Count 3. On October 6, 2011 at approximately 8:39 p.m., MAUI'S MEAT, FISH AND LIQUOR COMPANY, INC. dba CARY & EDDIE'S HIDEAWAY, a dispenser general licensee, did, through its employee, refuse to deliver any evidence requested by an investigator in its investigation, contrary to Section 08-101-65 of the Rules of the Liquor Commission, County of Maui.
- Count 4. On October 6, 2011 at approximately 8:39 p.m., MAUI'S MEAT, FISH AND LIQUOR COMPANY, INC. dba CARY & EDDIE'S HIDEAWAY, a dispenser general licensee, did fail to have its manager, who performs any type of managerial or supervisory functions in conjunction with the operation, maintenance, supervision or management of the licensed premises, directly or indirectly, meet the minimum requirements set forth by the commission to be an "employee approved by the director," contrary to Section 08-101-70(g) of the Rules of the Liquor Commission, County of Maui.
- Count 5. On October 6, 2011 at approximately 8:39 p.m., MAUI'S MEAT, FISH AND LIQUOR COMPANY, INC. dba CARY & EDDIE'S HIDEAWAY, a dispenser general licensee, did, through its employee, fail to have daily sales records available for inspection at any time upon demand by the department, contrary to Section 08-101-50(d)(11) of the Rules of the Liquor Commission, County of Maui.

II. ADJOURNMENT:

NEXT LIQUOR CONTROL ADJUDICATION BOARD MEETING WILL BE HELD ON THURSDAY, SEPTEMBER 6, 2012, 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.