

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

DATE & TIME: AUGUST 7, 2014, AT 9:00 A.M.

PLACE: DEPARTMENT OF LIQUOR CONTROL CONFERENCE ROOM
DAVID K. TRASK, JR. OFFICE BUILDING
2145 KAOHU STREET, ROOM 108
WAILUKU, MAUI, HAWAII 96793

I. HEARINGS BEFORE THE BOARD:

A. COMPLAINT AND ACCUSATION NO. 2014-20, PLEA: NO CONTEST

In the matter of the accusation against HAU INC. dba HAU'S LIFE'S A BEACH, Dispenser General License No. 022, 1913 South Kihei Road, Space E, Kihei, Maui, Hawaii.

- Count 1. On April 5, 2013 at approximately 2:05 a.m., HAU INC. dba HAU'S LIFE'S A BEACH, a dispenser general licensee, did fail to exercise due care to ensure that no person or employee, while on duty, be permitted to consume any alcoholic beverages, contrary to Section 08-101-80(a)(1) of the Rules of the Liquor Commission, County of Maui.
- Count 2. On April 5, 2013 at approximately 2:05 a.m., HAU INC. dba HAU'S LIFE'S A BEACH, a dispenser general licensee, was open for the transaction of business after the hours prescribed by the commission, contrary to Section 08-101-25(a)(1) of the Rules of the Liquor Commission, County of Maui.
- Count 3. On April 5, 2013 at approximately 2:05 a.m., HAU INC. dba HAU'S LIFE'S A BEACH, a dispenser general licensee, did have the sale, service, or consumption of liquor on or within its licensed premises after the hours prescribed by the commission, contrary to Section 08-101-25(c) of the Rules of the Liquor Commission, County of Maui.

B. COMPLAINT AND ACCUSATION NO. 2014-21, PLEA: NO CONTEST

In the matter of the accusation against 888, INC. dba LONGHI'S, Restaurant General License No. 226, 888 Front Street, Lahaina, Maui, Hawaii.

- Count 1. On June 14, 2012 and June 15, 2012 between the approximate

times of 8:30 p.m. and 1:25 a.m., 888, INC. dba LONGHI'S, a restaurant general licensee, did, through its employee(s), sell, serve, or furnish liquor to, or allow the consumption of liquor by a patron, who was at the time under the influence of liquor, 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)(B) of the Hawaii Revised Statutes and Section 08-101-60(b)(1)(B) of the Rules of the Liquor Commission, County of Maui.

- Count 3. On June 14, 2012 and June 15, 2012 between the approximate times of 8:30 p.m. and 1:25 a.m., 888, INC. dba LONGHI'S, a restaurant general licensee, did, through its employee(s), knowingly permit a patron, who was at the time under the influence of liquor, as defined in Section 281-1 of the Hawaii Revised Statutes and Section 08-101-5 of the Rules of the Liquor Commission, to be or remain in or on the licensed premises, contrary to Section 281-78(b)(5) of the Hawaii Revised Statutes and Section 08-101-60(b)(5) of the Rules of the Liquor Commission, County of Maui.

C. COMPLAINT AND ACCUSATION NO. 2014-23, PLEA: NO CONTEST

In the matter of the accusation against THE RITZ-CARLTON HOTEL COMPANY, L.L.C. dba THE RITZ-CARLTON, KAPALUA, Hotel License No. 105, One Ritz-Carlton Drive, Kapalua, Maui, Hawaii.

- Count 1. On August 23, 2012 at approximately 6:30 p.m., THE RITZ-CARLTON HOTEL COMPANY, L.L.C. dba THE RITZ-CARLTON, KAPALUA, a hotel 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. 2014-25, PLEA: NO CONTEST

In the matter of the accusation against RAY'S DELI & LOUNGE, INC. dba RAY'S DELI, Dispenser General License No. 129, 270 Waiehu Beach Road, Wailuku, Maui, Hawaii.

- Count 1. On June 7, 2013 and June 8, 2013 between the approximate times of 8:00 p.m. and 1:00 a.m., RAY'S DELI & LOUNGE, INC. dba RAY'S DELI, a dispenser general licensee, did, through its employee(s), sell, serve, or furnish liquor to, or allow the consumption of liquor by a patron, who was at the time under the influence of liquor, 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)(B) of the Hawaii Revised Statutes and Section 08-101-60(b)(1)(B) of the Rules of the Liquor Commission, County of Maui.

E. COMPLAINT AND ACCUSATION NO. 2014-27, PLEA: NO CONTEST

In the matter of the accusation against MULLIGAN'S ON THE BLUE, LLC dba MULLIGAN'S ON THE BLUE, Restaurant General License No. 084, 100 Kaukahi Street, Wailea, Maui, Hawaii.

- Count 1. On September 28, 2013 at approximately 8:23 p.m., MULLIGAN'S ON THE BLUE, LLC dba MULLIGAN'S ON THE BLUE, a restaurant general licensee, did, through its employee(s), fail to ensure that aisles or walkways were cleared of any congestion or blockage which would prevent any person from moving freely within any aisle or walkway, contrary to Section 08-101-90(b) of the Rules of the Liquor Commission, County of Maui.
- Count 2. On September 28, 2013 at approximately 8:23 p.m., MULLIGAN'S ON THE BLUE, LLC dba MULLIGAN'S ON THE BLUE, a restaurant general licensee, did, through its employee, provide more than two drinks of any liquor to individual patrons at one time, contrary to Section 08-101-84(b) of the Rules of the Liquor Commission, County of Maui

F. COMPLAINT AND ACCUSATION NO. 2014-28, PLEA: NO CONTEST

In the matter of the accusation against MR. TUTTLE, LLC. dba GANNON'S, Restaurant General License No. 087, 100 Wailea Golf Club Drive, Wailea, Maui, Hawaii.

- Count 1. On October 19, 2013 and October 20, 2013 between the approximate times of 9:00 p.m. and 12:20 a.m., MR. TUTTLE, LLC. dba GANNON'S, a restaurant general licensee, did,

through its employee(s), sell, serve, or furnish liquor to, or allow the consumption of liquor by a patron, who was at the time under the influence of liquor, 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)(B) of the Hawaii Revised Statutes and Section 08-101-60(b)(1)(B) of the Rules of the Liquor Commission, County of Maui.

- Count 3. On October 19, 2013 and October 20, 2013 between the approximate times of 9:00 p.m. and 12:20 a.m., MR. TUTTLE, LLC. dba GANNON'S, a restaurant general licensee, did, through its employee(s), knowingly permit a patron, who was at the time under the influence of liquor, as defined in Section 281-1 of the Hawaii Revised Statutes and Section 08-101-5 of the Rules of the Liquor Commission, to be or remain in or on the licensed premises, contrary to Section 281-78(b)(5) of the Hawaii Revised Statutes and Section 08-101-60(b)(5) of the Rules of the Liquor Commission, County of Maui.

G. COMPLAINT AND ACCUSATION NO. 2014-30, PLEA: NO CONTEST

In the matter of the accusation against KOHO GRILL & BAR, INC. dba KOHO GRILL & BAR, Restaurant General License No. 376, 275 Kaahumanu Avenue, Kahului, Maui, Hawaii.

- Count 1. On September 27, 2012 between the approximate times of 5:00 p.m. and 6:47 p.m., KOHO GRILL & BAR, INC. dba KOHO GRILL & BAR, a restaurant general licensee, did, through its employee(s), sell, serve, or furnish liquor to, or allow the consumption of liquor by a patron, who was at the time under the influence of liquor, 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)(B) of the Hawaii Revised Statutes and Section 08-101-60(b)(1)(B) of the Rules of the Liquor Commission, County of Maui.

II. ADMINISTRATIVE AFFAIRS:

A. Directors Monthly Report

1. State Conference

III. ADJOURNMENT:

AGENDA
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NEXT LIQUOR CONTROL ADJUDICATION BOARD MEETING WILL BE HELD ON SEPTEMBER 4, 2014, AT 9:00 A.M. AT THE DEPARTMENT OF LIQUOR CONTROL CONFERENCE ROOM, DAVID K. TRASK, JR. OFFICE BUILDING, 2145 KAOHU STREET, ROOM 108, WAILUKU, MAUI, HAWAII.

If you require an auxiliary aid or accommodation due to a disability, please contact the Director three working days prior to the scheduled hearing. The request may be made by writing to the Director at: Department of Liquor Control, 2145 Kaohu Street, Room 105, Wailuku, Maui, Hawaii 96793, or by calling 243-7753.