

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

DATE & TIME: MARCH 2, 2017, 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. 2017-11, PLEA: NO CONTEST

In the matter of the accusation against LANAI ISLAND MANAGEMENT INC. dba LANA'I CITY GRILLE, Restaurant General License No. 191, 828 Lana'i Avenue, Lanai City, Hawaii.

- Count 1. On October 22, 2015 between the approximate times of 7:00 p.m. and 11:00 p.m., LANAI ISLAND MANAGEMENT INC. dba LANA'I CITY GRILLE, 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, drugs or any combination thereof, 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 08-101-60(b)(1)(B) of the Rules of the Liquor Commission, County of Maui.
- Count 2. On October 22, 2015 between the approximate times of 7:00 p.m. and 11:00 p.m., LANAI ISLAND MANAGEMENT INC. dba LANA'I CITY GRILLE, a restaurant general licensee, did, through its employee(s), knowingly permit a patron, who was at the time under the influence of liquor, drugs or any combination thereof, 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 08-101-60(b)(5) of the Rules of the Liquor Commission, County of Maui.
- Count 3. On October 22, 2015 between the approximate times of 7:00 p.m. and 11:00 p.m., LANAI ISLAND MANAGEMENT INC. dba LANA'I CITY GRILLE, a restaurant general licensee did, through its employee(s), fail to exercise due care, as defined in Section 08-101-5 of the Rules of the Liquor Commission, in

determining whether a patron was under the influence of liquor, drugs or any combination thereof, as defined in Section 08-101-5 of the Rules of the Liquor Commission, contrary to Section 08-101-60(b)(11) of the Rules of the Liquor Commission, County of Maui.

B. COMPLAINT AND ACCUSATION NO. 2017-13, PLEA: NO CONTEST

In the matter of the accusation against UPTOWN SERVICE, INC. dba UPTOWN FOOD MART & CAR WASH, Retail General License No. 214, 2085 Main Street, Wailuku, Maui, Hawaii.

Count 1. On September 22, 2016 at approximately 10:26 p.m., UPTOWN SERVICE, INC. dba UPTOWN FOOD MART & CAR WASH, a retail 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 22, 2016 at approximately 10:26 p.m., UPTOWN SERVICE, INC. dba UPTOWN FOOD MART & CAR WASH, a retail general licensee, did, through its employee(s), 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.

C. COMPLAINT AND ACCUSATION NO. 2017-14, PLEA: NO CONTEST

In the matter of the accusation against LONGS DRUG STORES CALIFORNIA, L.L.C. dba LONGS DRUGS, Retail General License No. 368, 1221 Honoapiilani Highway, Lahaina, Maui, Hawaii.

Count 1. On October 20, 2016 at approximately 7:55 p.m., LONGS DRUG STORES CALIFORNIA, L.L.C. dba LONGS DRUGS, a retail 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 October 20, 2016 at approximately 7:55 p.m., LONGS DRUG STORES CALIFORNIA, L.L.C. dba LONGS DRUGS, a retail general licensee, did, through its employee(s), 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.

D. COMPLAINT AND ACCUSATION NO. 2017-16, PLEA: NO CONTEST

In the matter of the accusation against WALGREEN OF MAUI, INC. dba WALGREENS, Retail General License No. 433, 10 E Kamehameha Avenue, Kahului, Maui, Hawaii.

Count 1. On October 3, 2016 at approximately 7:58 p.m., WALGREEN OF MAUI, INC. dba WALGREENS, a retail 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 October 3, 2016 at approximately 7:58 p.m., WALGREEN OF MAUI, INC. dba WALGREENS, a retail general licensee, did, through its employee(s), 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. ADMINISTRATIVE AFFAIRS:

- A. Resolution Honoring Doris Tanaka
- B. Resolution Honoring Bernard Despins
- C. Election of Liquor Control Adjudication Board Chairperson and Vice Chairperson for the period April 2017 through March 2018

III. ADJOURNMENT

AGENDA
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NEXT LIQUOR CONTROL ADJUDICATION BOARD MEETING WILL BE HELD ON APRIL 6, 2017, 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.