



STATE OF ARIZONA
 ARIZONA STATE LIQUOR BOARD
 800 WEST WASHINGTON, 5TH FLOOR
 PHOENIX, AZ 85007
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 Website: www.azliquor.gov
 Website: www.azliquor.gov/liquor_board.asp

JANICE K. BREWER
 Governor

CHARLES HUELLMANTEL
 Board Chair

ALAN EVERETT
 Director

Arizona State Liquor Board Hearing Minutes
 January 13, 2011

Members Present: Charles Huellmantel-Chair, J.D. Ghelfi-Vice-Chair, Bill DuPont, Jim Carruthers, Robin Cantrell, Michael Farley, Tim Linden

Members Absent: None

Counsel Present: Camila Alarcon, Assistant Attorney General

Staff Present: Kelly Stetson, Board Administrator

A. Call to Order

The hearing of the Arizona State Liquor Board was called to order on January 13, 2011 at 9:00 a.m. with Mr. Huellmantel presiding.

Roll Call

All board members present.

B. Minutes: review, consideration and action

Minutes were not presented for action.

C. Agenda: review, consideration and action

1. Restaurant Liquor License No. 12078422- Original Application

Marcia K. Fisher, Agent
 Ma Knew Her, Inc.
 Marcia's Long Wongs
 5 W. Baseline Road
 Phoenix, AZ 85041

This matter was continued from the October & December 2010 Board Hearings. The applicant was not present and was not represented by counsel. Assistant Attorney General Camila Alarcon appeared on behalf of the Department of Liquor Licenses and Control. Subsequent to this matter being scheduled for hearing, the applicant submitted a request to withdraw the application. The Department of Liquor Licenses and Control did not object.

Motion to Withdraw -	Carruthers
Seconded -	Farley
Yay -	Huellmantel, Ghelfi, DuPont, Carruthers, Cantrell, Linden, Farley
Nay -	None
Abstained -	None
Disposition -	Withdrawal of application granted

2. Restaurant Liquor License No. 12078458- Original Application

Lauren K. Merrett, Agent
L-5 Holdings, Inc.
Spasso Pizza & Mozzarella Bar
4743 N. 20th Street
Phoenix, AZ 85016

Subsequent to this matter being scheduled for hearing, the City of Phoenix withdrew its opposition to this application. The applicant was not present and was not represented by counsel. Barbara Parascandola appeared on behalf of the City of Phoenix. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion to Grant - Carruthers
Seconded - Cantrell
Yay - Huellmantel, Ghelfi, DuPont, Carruthers, Cantrell, Farley, Linden
Nay - None
Abstained - None
Disposition - License Granted

3. Liquor Store Sampling License No. 09070121-S - Original Application

Michael J. Basha, Agent
Bashas', Inc.
Bashas' #46
23760 S. Power Road
Queen Creek, AZ 85142

This matter was continued from the December 2010 Board Hearings. The applicant, Greg Davis was not present and was not represented by counsel. Chris Gaylord, Director of Liquor appeared on behalf of Basha's and addressed the Board. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board. Mr. Linden noted that he serves Basha's stores, but not this particular one. There was no objection to Mr. Linden's participation in this matter.

Motion to Grant - DuPont
Seconded - Ghelfi
Yay - Huellmantel, Ghelfi, DuPont, Carruthers, Cantrell, Farley, Linden
Nay - None
Abstained - None
Disposition - License Granted

4. Beer & Wine Store Liquor License No. 10076056- Original Application

Hareshkumar J. Bhanvadia, Agent
Bell Fuel and Food, LLC
Spark Fuel
2401 E. Bell Road
Phoenix, AZ 85032

This matter is continued from the November 2010 Board Hearings. The applicant, Hareshkumar J. Bhanvadia was present and waived his right to be represented by counsel. Esteban Gomez appeared on behalf of the City of Phoenix and addressed the Board. Mr. Bhanvadia and Detective Larry Santa-Cruz were sworn and testified. Eric Breindl and Howard Taylor were sworn and did not testify. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion to Deny - Ghelfi
Seconded - Cantrell
Yay - Huellmantel, Ghelfi, DuPont, Cantrell, Linden

Nay - Carruthers, Farley
Abstained - None
Disposition - License Denied-Person

The Board recessed at 10:28 a.m.
The Board reconvened at 10:42 a.m.

The Board proceeded to item #7.

5. Restaurant Liquor License No. 12078460- Original Application

Ninos Malki, Agent
Good Fellas Social Club, LLC
Good Fellas
15414 N. 19th Avenue, Suite I
Phoenix, AZ 85023

The applicant was not present and was not represented by counsel. Esteban Gomez appeared on behalf of the City of Phoenix and addressed the Board. Detective Larry Santa-Cruz also appeared on behalf of the City and did not testify. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion to Deny - Farley
Seconded - Cantrell
Yay - Huellmantel, Ghelfi, DuPont, Carruthers, Cantrell, Farley, Linden
Nay - None
Abstained - None
Disposition - License Denied-Person

6. Bar Liquor License No. 06070118- Person Transfer Application

From:	To:
Mark D. Starr, Agent	Jason E. Kirkpatrick, Agent
Roadrunner Operating Company, Inc.	K & B Restaurant Ventures, LLC
Roadrunner Restaurant & Saloon	Roadrunner Restaurant & Saloon
47801 N. Black Canyon Highway	47801 N. Black Canyon Highway
New River, AZ 85087	New River, AZ 85087

The applicant, Jason Kirkpatrick was present and was not represented by counsel. There was no one present on behalf of Maricopa County. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion to Grant - Carruthers
Seconded - Farley
Yay - Huellmantel, Ghelfi, DuPont, Carruthers, Cantrell, Farley, Linden
Nay - None
Abstained - None
Disposition - License Granted

The Board proceeded to item D.

7. Bar Liquor License No. 06070153- Person & Location Transfer Application

From:	To:
James F. Seagrave, Agent	David L. Wimberley, Agent
Chez Nous, Inc.	George & Dragon, Inc.
Fat Cats	George & Dragon
915 W. Grand Avenue	4240 N. Central Avenue
Phoenix, AZ 85007	Phoenix, AZ 85012

The applicant, David L. Wimberley was present and was represented by counsel, Blake Mayes. There were no public protestors present at the hearing. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion to Grant -	Carruthers
Seconded -	Cantrell
Yay -	Huellmantel, Ghelfi, DuPont, Carruthers, Cantrell, Farley, Linden
Nay -	None
Abstained -	None
Disposition -	License Granted

The Board proceeded to item #5.

D. Executive Session

Pursuant to A.R.S. ARS 38-431.03A(4), the Arizona State Liquor Board will go into Executive Session with a representative of the Attorney General's Office for the purpose of updating the status of litigation regarding the following case and take action, **if necessary**, in open session.

James F. Herold, Owner and Agent for Bar Liquor License 06080034 dba B.J.'s Tavern, v. Arizona Department of Liquor Licenses and Control and its Board, Court of Appeals, Case No. LC2010-000869.

Motion to convene in executive session -Farley	
Seconded -	Cantrell
Yay -	Huellmantel, Ghelfi, DuPont, Carruthers, Cantrell, Farley, Linden
Nay -	None
Abstained -	None
Disposition -	Convened in executive session

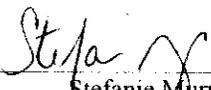
The Board convened in executive session at 11:00 a.m.
The Board reconvened in open session at 11:05 a.m.

E. Call to the Public

None.

F. Adjournment

The Board adjourned at 11:05 a.m.



Stefanie Murphy
Administrator of the
Arizona State Liquor Board

9/1/2011

Date