



STATE OF ARIZONA  
 ARIZONA STATE LIQUOR BOARD  
 800 WEST WASHINGTON, 5<sup>TH</sup> FLOOR  
 PHOENIX, AZ 85007  
 PHONE: (602) 542-9789 FAX: 602-542-5707  
 Website: [www.azliquor.gov](http://www.azliquor.gov)  
 Website: [www.azliquor.gov/liquor\\_board.asp](http://www.azliquor.gov/liquor_board.asp)

JANICE K. BREWER  
 Governor

CHARLES HUELLMANTEL  
 Board Chair

JERRY A. OLIVER SR.  
 Director

Arizona State Liquor Board Hearing Minutes  
 August 6, 2009

Members Present: Charles Huellmantel-Chair, Alan Everett-Vice Chair, Bill DuPont, Robin Cantrell, Tim Linden  
 Members Absent: Jim Carruthers, Don Jongewaard  
 Counsel Present: Mary Jo Foster, Special Counsel  
 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 August 6, 2009 at 9:02 a.m. with Mr. Huellmantel presiding.

**B. Roll Call**

Mr. Carruthers and Mr. Jongewaard were absent. All other Board Members were present.

**C. Minutes: review, consideration and action**

Minutes from the June 2009 and July 2009 Board Hearings were approved by a 5-0 vote of the Board.

**D. Agenda: review, consideration and action**

**1. Bar Liquor License No. 06040045- Appeal of Director's Decision & Order**

Cynthia Kay McCannon, Agent  
 Camcor, Inc.  
 Buffalo Bar & Grill  
 311 South Beeline Highway  
 Payson, AZ 85541

Complaint No. 09A-0007-LIQ-(PHX)

The agent, Cynthia Kay McCannon, appeared, addressed the Board, and was not represented by counsel. Agent requested a continuance to retain counsel. Assistant Attorney General Camila Alarcon appeared on behalf of the Department and addressed the Board. Special Counsel Mary Jo Foster, from the Solicitor General's Office, was present to provide independent legal advice to the Board.

Motion to Continuance-	DuPont
Seconded -	Linden
Yay -	Huellmantel, Everett, DuPont, Cantrell, Linden
Nay -	None
Abstained -	None
Disposition -	Continued until September 3, 2009 Board Hearings

**2. Bar Liquor License No. 06080017– Request for Rehearing - Denial of Application for Person & Location Transfer**

From:  
Herbert W. Hess, Agent  
Bullhead Airport Inc.  
Bullhead/Laughlin Airport  
2750 Laughlin View  
Bullhead City, AZ 86429

To:  
Danny R. Thomas, Agent  
N and Z Mohave Enterprises, LLC  
Dream Girls Showclub  
5410 Highway 95  
Fort Mohave, AZ 86426

Harvey Yee, Esq., appeared and addressed the Board. Assistant Attorney General Camila Alarcon appeared on behalf of the Department and addressed the Board. Special Counsel Mary Jo Foster, from the Solicitor General's Office, was present to provide independent legal advice to the Board.

Motion to Deny Rehearing -	Everett
Seconded -	Cantrell
Yay -	Huellmantel, Everett, DuPont, Cantrell, Linden
Nay -	None
Abstained -	None
Disposition -	Request for Rehearing Denied

**3. Beer & Wine Store Liquor License No. 10103526– Original Application**

Munir G. Hassan, Agent  
Sahara Tobacco Smoke Shop, LLC  
Sahara Tobacco Smoke Shop  
3415 N. 1<sup>st</sup> Avenue  
Tucson, AZ 85719

The agent, Munir G. Hassan, did not appear at the hearing, and was not represented by counsel. Assistant City Prosecutor Gioia Sanderson appeared on behalf of the City of Tucson and addressed the Board. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion for Deny License -	DuPont
Seconded -	Linden
Yay -	Huellmantel, Everett, DuPont, Cantrell, Linden
Nay -	None
Abstained -	None
Disposition -	License Denied

**4. Restaurant Liquor License No. 12143126 – Appeal of Director's Decision & Order**

Majid S. Jajo, Agent  
Famous Sam's  
2052 S. 4<sup>th</sup> Avenue  
Yuma, AZ 85364

Complaint No.  
09A-0004-LIQ-(TUC)

The Agent, Majid S. Jajo, appeared at the hearing, and was represented by counsel, H. J. Lewkowitz, Esq., who addressed the Board. Assistant Attorney General Kathryn Winters appeared on behalf of the Department and addressed the Board. Special Counsel Mary Jo Foster, from the Solicitor General's Office, was present to provide independent legal advice to the Board.

Motion to Modify -	Everett
Seconded -	DuPont
Yay -	Huellmantel, Everett, DuPont, Cantrell, Linden
Nay -	None
Abstained -	None

Disposition - Director's Decision and Order Modified, reducing the \$3,000.00 fine to \$1,500.00

**5. Restaurant Liquor License No. 12113112- Motion for Reconsideration**

Delia Gabrielson, Plaintiff/Appellee,

v.

Vinton Fugate, Defendant/Appellant,  
and  
Arizona State Liquor Board, Defendant/Appellee

This matter was moved for continuance to allow the Board time to review materials relevant to the Motion. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

The Board went into Executive Session at 10:16 a.m.  
The Board returned from Executive Session at 10:22 a.m.

Motion to Continue -	Huellmantel
Seconded -	DuPont
Yay -	Huellmantel, Everett, DuPont, Cantrell, Linden
Nay -	None
Abstained -	None
Disposition -	Continued until September 3, 2009 Board Hearings

The Board Recessed for Lunch 10:24 a.m..  
The Board returned from Lunch Recess at 1:30 p.m.

**6. Beer & Wine Store Liquor License No. 10075776- Original Application**

Ofelia Alarcon Santos, Agent  
Carniceria La Selecta, LLC  
Carniceria La Selecta  
2902 E. Greenway Road  
Phoenix, AZ 85032

The agent, Ofelia Alarcon Santos, did not appear at the hearing, and was not represented by counsel. Assistant City Prosecutor Will Gonzalez appeared on behalf of the City of Phoenix and addressed the Board. Officer Santos Robles of the Phoenix Police Department appeared, was sworn, and testified. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion to Deny License -	DuPont
Seconded -	Linden
Yay -	Huellmantel, Everett, DuPont, Cantrell, Linden
Nay -	None
Abstained -	None
Disposition -	License Denied

**7. Beer & Wine Bar Liquor License No. 07070367- Person & Location Transfer**

From:  
Rudy R. Johnson, Agent  
Bill Johnson's Restaurants, Inc.  
Bill Johnson's Big Apple West  
3101 W. Indian School Road  
Phoenix, AZ 85017

To:  
Jose Lopez Sanchez, Agent  
El Dos De Oros  
16816 N. Cave Creek Road  
Phoenix, AZ 85032

This item was heard out of order at 1:30 p.m. The agent, Jose Lopez Sanchez, appeared at the hearing, and was not represented by counsel. Assistant City Prosecutor Will Gonzalez appeared on behalf of the City of Phoenix and addressed the Board. Officer Santos Robles of the Phoenix Police Department appeared, and functioned as an interpreter for the hearing. The applicant requested a continuance to retain an interpreter to appear on his behalf. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion to Continue -	DuPont
Seconded -	Linden
Yay -	Huellmantel, Everett, DuPont, Cantrell, Linden
Nay -	None
Abstained -	None
Disposition -	Continued until September 3, 2009 Board Hearings

**8. Restaurant Liquor License No. 12077971– Original Application**

Diana Rios, Agent  
Mariscos El Dorado, LLC  
Mariscos El Dorado  
4218 W. Bethany Home Road, Ste. 25  
Phoenix, AZ 85019

The agent, Diana Rios, did not appear at the hearing, and was not represented by counsel. Assistant City Prosecutor Will Gonzalez appeared on behalf of the City of Phoenix and addressed the Board. Detective Karen Hughes appeared on behalf of the City of Phoenix, was sworn, and testified. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion to Deny License and Terminate Interim Permit -	DuPont
Seconded -	Cantrell
Yay -	Huellmantel, Everett, DuPont, Cantrell, Linden
Nay -	None
Abstained -	None
Disposition -	License Denied, Interim Permit Terminated

**9. Restaurant Liquor License No. 12077924 - Original Application**

Randy D. Nations, Agent  
Peoria Polar, LLC  
Peoria Polar  
15829 N. 83<sup>rd</sup> Avenue  
Peoria, AZ 85382

The agent, Randy Nations, did not appear at the hearing, but was represented by counsel, Nicholas Guttilla, Esq., who addressed the Board. Assistant City Prosecutor Stephen Kemp appeared on behalf of the City of Peoria and addressed the Board. Amy Nations, Arizona Liquor Industry Consultants, Matthew Bernard, Manager, and Richard Carrier, Supporter all appeared on behalf of the applicant, were sworn and testified. The Honorable Joan Evans, Vice-Mayor, appeared on behalf of the City of Peoria, was sworn, and testified. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

The Board went into Executive Session at 2:04 p.m.  
The Board returned from Executive Session at 2:10 p.m.

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

**E. Call to the Public**

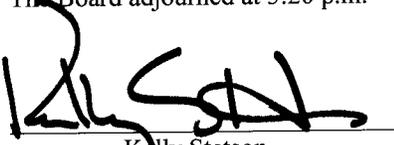
None.

**F. Future Board Date**

The next meeting of the Arizona State Liquor Board is scheduled for September 3, 2009 at 9:00 a.m.

**G. Adjournment**

The Board adjourned at 3:20 p.m.



Kelly Stetson  
Administrator of the  
Arizona State Liquor Board

9/4/09  
Date