



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  
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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

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Arizona State Liquor Board Hearing Minutes  
December 3, 2009

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

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 November 5, 2009 at 9:03 a.m. with Mr. Huellmantel presiding.

**B. Roll Call**

All Board Members are present.

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

Review of minutes from the November 2009 Board Hearing was tabled until the January 14, 2010 Board Hearings.

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

**1. Beer and Wine Store Liquor License No. 10103535 – Original Application**

Raj Agarwal, Agent  
R & D Union, Inc.  
R & D Union  
4701 E. 29<sup>th</sup> Street  
Tucson, AZ 85711

Prior to hearing, the agent filed a request to withdraw the application. The agent, Raj Agarwal, did not appear at the hearing, and was not represented by counsel. Assistant Attorney General Camila Alarcon appeared on behalf of the Department and addressed the Board.

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

**2. Bar Liquor License No. 06080039 - Person & Location Transfer Application**

From:  
Robert W. Peet, Agent  
Tequila Bob's  
2925 Northern  
Kingman, AZ 86401

To:  
Kevin M. McCaan, Agent  
JAX Full, LLC  
Mr. Lucky's Billiards  
3313 Maricopa Avenue  
Lake Havasu City, AZ 86406

Prior to hearing, counsel for the agent requested a continuance of this matter. The agent, Kevin M. McCaan, did not appear at the hearing, and was not represented by counsel. Assistant Attorney General Camila Alarcon appeared on behalf of the Department and addressed the Board.

Motion to Grant Continuance - Carruthers  
Seconded - Ghelfi  
Yay - Huellmantel, Everett, DuPont, Cantrell, Linden, Carruthers, Ghelfi  
Nay - None  
Abstained - None  
Disposition - Continuance granted until the January 14, 2010 Board Hearings

**3. Restaurant Liquor License No. 12078005 - Original Application**

Randy D. Nations, Agent  
McFadden's Glendale, LLC  
McFadden's Restaurant & Saloon  
9425 W. Coyotes Boulevard, Building H  
Glendale, AZ 85305

This was agenda item 5 and was taken out of order at 9:07 a.m. Prior to hearing, the agent filed a request to withdraw the application. The agent, Randy D. Nations, did not appear at the hearing, and was not represented by counsel. Assistant Attorney General Camila Alarcon appeared on behalf of the Department and addressed the Board.

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

**4. Restaurant Liquor License No. 12077973 - Original Application**

Richard Regalado Jr., Agent  
Sports Center Bar & Grill, LLC  
Sports Center Bar & Grill  
5235 S. Kyrene Road, Suite #104  
Tempe, AZ 85283

Prior to hearing, the agent filed a request to withdraw the application. The agent, Richard Regalado Jr., did not appear at the hearing, and was not represented by counsel. Assistant Attorney General Camila Alarcon appeared on behalf of the Department and addressed the Board.

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

**5. Beer and Wine Bar Liquor License No. 07070187 - Person Transfer Application**

From:  
Mary Ann Ruiz, Agent  
Fernando's Hide Away  
15014 N. Cave Creek Road  
Phoenix, AZ 85032

To:  
Chih-Yi Kan, Agent  
Infierno II, LLC  
El Infierno  
15014 N. Cave Creek Road  
Phoenix, AZ 85032

This was agenda item 4 and was taken out of order at 9:10 a.m. Prior to hearing, counsel for the agent requested a continuance of this matter. The agent, Chih-Yi Kan, did not appear at the hearing, but was represented by counsel, Jerry Lewkowitz, Esq. Assistant City Prosecutor Will Gonzalez appeared on behalf of the City of Phoenix and addressed the Board. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion to Grant Continuance - Everett  
Seconded - DuPont  
Yay - Everett, DuPont, Linden, Carruthers, Ghelfi  
Nay - Huellmantel, Cantrell  
Abstained - None  
Disposition - Continuance granted until the January 14, 2010 Board Hearings

**6. Beer & Wine Store Liquor License No. 10033164 – Original Application**

Donnie L. Gardner, Agent  
Lynx, Inc.  
Lynx Fuel & Food Mart  
395 N. Main Street  
Fredonia, AZ 86022

The agent, Donnie L. Gardner, appeared telephonically and addressed the Board. Assistant Attorney General Camila Alarcon appeared on behalf of the Department and addressed the Board. During the course of proceedings, it was determined that the applicant would not be able to successfully participate via telephone.

Motion to Grant Continuance - DuPont  
Seconded - Carruthers  
Yay - Huellmantel, Everett, DuPont, Cantrell, Linden, Carruthers, Ghelfi  
Nay - None  
Abstained - None  
Disposition - Continuance granted until the January 14, 2010 Board Hearings

The Arizona State Liquor Board reviewed and approved the proposed 2010 Hearing Schedule.

Motion to Approve Schedule - Carruthers  
Seconded - Linden  
Yay - Huellmantel, Everett, DuPont, Cantrell, Linden, Carruthers, Ghelfi  
Nay - None  
Abstained - None

Ms. Alarcon provided training on Open Meeting Law to the Board Members at this time.  
Mr. DuPont excused himself from the remainder of the hearings at 11:00 a.m.  
The Board recessed for lunch at 11:00 a.m.  
The Board reconvened from lunch at 1:30 p.m.

**7. Beer and Wine Store License No. 10075829 - Original Application**

Bashar Khalil, Agent  
B Dollar Store, Inc.  
B Dollar Store  
1947 W. Indian School Road  
Phoenix, AZ 85015

The agent, Bashar Khalil, appeared at the hearing, and was not represented by counsel. Assistant City Prosecutor Barbara Parascandola appeared on behalf of the City of Phoenix and addressed the Board. Detective Chris Wilson, Neighborhood Specialist Lisa Hubbard, and Donna Neill of the Westwood Neighborhood Association all appeared on behalf of the City of Phoenix, were sworn, and testified. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

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

**8. Bar Liquor License No. 06070182 – Person & Location Transfer Application**

From:	To:
Katherine M. Killeen, Agent	Jason B. Morris, Agent
Tee Pee Mexican Foods, Inc.	CVS EGL North 16 <sup>th</sup> AZ, LLC
Tee Pee Mexican Foods	CVS Pharmacy #8366
4144 E. Indian School Road	1610 E. Camelback Road
Phoenix, AZ 85018	Phoenix, AZ 85016

The agent, Jason B. Morris, Esq., appeared at the hearing and addressed the Board. Assistant Attorney General Camila Alarcon appeared on behalf of the Department and addressed the Board.

Motion to Grant Continuance -	Ghelfi
Seconded -	Carruthers
Yay -	Huellmantel, Everett, Cantrell, Linden, Carruthers, Ghelfi
Nay -	None
Abstained -	None
Disposition -	Continuance granted to a future time and date, to be requested by one of the participating parties

**9. Restaurant Liquor License No. 12078029 – Original Application**

Rebecca M. Johnson, Agent  
Buns of Arizona Corporation  
Saguaro Pizzeria  
13821 W. Glendale Avenue  
Glendale, AZ 85307

Although noticed for the afternoon agenda, this matter was incorrectly docketed on the morning agenda and was called at 9:24 a.m. as item 7. The parties listed appeared for the afternoon agenda, and the case was recalled at 2:50 p.m. The owner, Robert Hiler, appeared at the hearing and was not represented by counsel. Mr. Hiler was sworn and testified. Assistant County Attorney Thomas Collins appeared on behalf of Maricopa County and addressed the Board. Assistant Attorney General Camila Alarcon was present to provide legal advice to the Board.

Motion for Continuance - Carruthers  
Seconded - Linden  
Yay - Huellmantel, Everett, DuPont, Cantrell, Linden, Carruthers, Ghelfi  
Nay - None  
Abstained - None  
Disposition - Continuance granted until the January 14, 2010 Board Hearings

Motion to Rescind Continuance - Carruthers  
Seconded - Linden  
Yay - Huellmantel, Everett, Cantrell, Linden, Carruthers, Ghelfi  
Nay - None  
Abstained - None  
Disposition - Order Granting Continuance Rescinded

Motion to Approve License - Everett  
Seconded - Carruthers  
Yay - Huellmantel, Everett, Cantrell, Linden, Carruthers, Ghelfi  
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 January 14, 2010 at 9:00 a.m.

**G. Adjournment**

The Board adjourned at 2:58 p.m.



Kelly Stetson  
Administrator of the  
Arizona State Liquor Board

1.15.10  
Date