



STATE OF ARIZONA
ARIZONA STATE LIQUOR BOARD
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JANICE K. BREWER
Governor

J. D. GHELFI
Board Chair

ALAN EVERETT
Director

Arizona State Liquor Board Hearing Minutes
September 20, 2012

Members Present: J.D. Ghelfi -Chair, Bill DuPont, Robin Cantrell, Tim Linden
Members Absent: Mike Farley -Vice-Chair, Jim Carruthers, Vikki Scarafiotti
Counsel Present: Sarah Selzer, Assistant Attorney General
Staff Present: Stefanie Murphy, Board Administrator

A. Call to Order

The hearing of the Arizona State Liquor Board was called to order on September 20, 2012 at 10:01 a.m. with Mr. Ghelfi presiding.

Roll Call

Mr. Farley, Mr. Carruthers, Ms. Scarafiotti were absent. Mr. DuPont joined the hearing at 10:18 a.m. All other board members were present.

Chairman Ghelfi designated a panel pursuant to A.R.S. 4-111 (D), comprised of himself, Mr. Linden and Ms. Cantrell.

B. 11:00 a.m. Agenda: review, consideration and action

1. Beer and Wine Store Liquor License No. 10076264- Original Application

Mi H. Yi, Agent
New Star Market
MIJOO, LLC
2101 W. Adams Street
Phoenix, AZ 85009

This matter was set for hearing due to public protest. The Applicant, Mi H. Yi, was present at the hearing and was represented by counsel, Harvey Yee. Joo H. Yi appeared as witness for the Applicant. There were no public protestors present. It was noted that notice of hearing was sent to the protestor via certified mail to the address of record. The witnesses were sworn and Mr. DuPont joined the meeting.

Mr. Yee made an opening statement and noted that an interim permit was in place and rebuttable presumption applies therefore the applicant does not need to demonstrate public need and convenience. He also noted that the protest letter is based on location.

Mr. Yi was called as witness and testified. He stated he is the applicant's husband and co-owner of Mijoo, LLC. He described the efforts and improvements made to eliminate on the property including removal of a trash can and water machine. He was asked questions about an inspection conducted by the Department and alleged marijuana smoking and drug sells on the property. He was asked if he was acquainted with the public protestor and there was discussion regarding the protest letter. Chairman Ghelfi asked if he had received liquor law training and he answered

that he planned to take the course in October. He was asked who watches over the store when he is not able to work and he stated that his wife works at the store and has completed liquor law training. There was further discussion regarding the public protest letter and his relationship with the protestor.

The applicant, Mi Yi, was called as witness and testified. She described her ownership in the business and confirmed that she had received liquor law training in May 2012. She discussed the hours she works at the store and at her full time job as an accountant. She noted that they have one part time employee that works at the store as security and that he does not sell liquor. There was further discussion regarding her work at the store and security. Chairman Ghelfi asked if she would contact the local police if people were trespassing. Mr. Yee explained and rephrased the question to Ms. Yi. Mr. DuPont noted that he was not comfortable proceeding without an interpreter for the applicant. Mr. Linden ask that they move to Board discussion. Chairman Ghelfi stated that the Board could continue the hearing to allow the applicant to obtain an interpreter. Mr. Linden noted that liquor law training was missing and could be corrected before the hearing. Ms. Cantrell agreed that she was not comfortable proceeding without an interpreter.

Mr. DuPont made a motion to continue the hearing to the October 4, 2012 agenda to allow for an interpreter to be present.

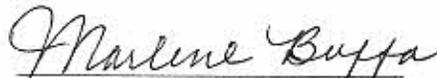
Motion to continue -	DuPont
Seconded -	Cantrell
Yay -	Ghelfi, DuPont, Linden, Cantrell
Nay -	None
Abstained -	None
Disposition -	Hearing continued to the October 4, 2012 agenda

Mr. Yee clarified that Ms. Yi has completed the required liquor law training. It was noted that if the public protest were to appear at the next hearing they would need compelling reason to be heard by the Board.

C. Call to the Public

None.

The Board adjourned at 10:42 a.m.



MARLENE FOR
BUFFA
Stefanie Murphy
Administrator of the
Arizona State Liquor Board

4-8-13

Date