



STATE OF ARIZONA
ARIZONA STATE LIQUOR BOARD
800 WEST WASHINGTON, 5TH FLOOR
PHOENIX, AZ 85007
PHONE: (602) 542-9789 FAX: 602-542-5707
Website: www.azliquor.gov
Website: www.azliquor.gov/liquor_board.asp

DOUGLAS A. DUCEY
Governor

CYNDY A. VALDEZ
Board Chair

JOHN COCCA
Director

Arizona State Liquor Board Hearing Minutes
February 4, 2016

Members Present: Cyndy Valdez - Chair, Bill Du Pont - Vice Chair, Vikki Scarafiotti, and Michael Troyan
Members Absent: None
Counsel Present: Michael Raine, Assistant Attorney General
Christopher Munns, Assistant Attorney General (available telephonically)
Staff Present: Denise Bale, Board Administrator

A. Call to Order

The hearing of the Arizona State Liquor Board was called to order on February 4, 2016 at 10:00 a.m. with Ms. Valdez presiding.

Roll Call

All members were present.

B. 10:00 a.m. Agenda: Review, consideration and action

1. Beer and Wine Store Liquor License No. 10076703 - Original Application

Sam Saman Sayegh
G & S Mini Market Inc.
G & S Mini Market
5233 S. Central Avenue, Suite #A10
Phoenix AZ 85040

Subsequent to this matter being scheduled for hearing, an application withdrawal was filed with the Board. This matter is set for hearing because the City of Phoenix recommended disapproval. The Applicant, Sam Saman Sayegh, did not appear at the hearing and was not represented by counsel. Assistant City Prosecutor Nathan J. Watts appeared on behalf of the City of Phoenix. Mr. Watts stated the City of Phoenix does not object to the application withdrawal.

Motion to accept
application withdrawal - Du Pont
Seconded - Scarafiotti
Yay - Du Pont, Scarafiotti, Valdez, Troyan
Nay - None
Abstained - None
Disposition - Application withdrawal accepted

2. Bar Liquor License No. 06090024 - Person Transfer Application

From:
Fidel Castruita-Lopes, Agent
Fiesta Cantina & Restaurant LLC
Fiesta Cantina & Restaurant
1942 W. 3rd Street
Winslow, AZ 86047

To:
Christopher Todd Wood
Chris's Route 66 Pizza Pub
1942 W. 3rd Street
Winslow, AZ 86047

This matter is set for hearing because of Department protest and because the City of Winslow recommended disapproval. There is an interim permit in place. The Applicant, Christopher Wood, did not appear at the hearing and was not represented by counsel. The City of Winslow was represented by City Attorney Ellen Van Riper. The Department of Liquor Licenses and Control ("Department") was represented by Assistant Attorney General Michael Raine. Special Investigator Herb Carruthers was sworn and testified in support of the Department. Assistant Attorney General Christopher Munns, from the Solicitor General's Office, was available to provide independent legal advice to the Board.

Subsequent to this matter being scheduled for hearing, the Applicant filed a Motion to Continue. The Department through its counsel, Michael Raine, and the City of Winslow through its counsel, Ellen Van Riper, objected to the Motion to Continue.

Motion to deny	
motion to continue -	Du Pont
Seconded -	Scarafiotti
Yay -	Du Pont, Scarafiotti, Valdez, Troyan
Nay -	None
Abstained -	None
Disposition -	Motion to continue denied

Mr. Raine stated he would essentially submit on the record and ask the Board to take notice of State's Exhibit 8, Move-Out Inspection Bronco's Sports Bar, which was not included in the materials mailed to the Board. Exhibit 8 is relevant to Case Number 15-03888. Investigator Carruthers testified on his investigation of Case Number 15-03888 and his meeting with the property owners of the Bronco's Sports Bar location. The owners issued a 30 day vacate notice due to continuing problems with Mr. Wood's lease of the building. After Mr. Wood vacated the building, the owners documented the extensive damage to the property in a letter dated January 1, 2015 (Exhibit 8). During the course of the investigation, Investigator Carruthers discovered violations for failure to notify the Department of change in status, failure to inactivate the license, and failure to maintain capability, qualification and reliability. Mr. Raine referred to Exhibit 10, also not included in the materials mailed to the Board, which is a letter from Mr. Wood rejecting a Consent Order in this matter.

Ms. Van Riper stated the City of Winslow submits on the record.

Mr. Raine summarized the Department's protest (Case Number 15-04372), including Mr. Wood's record of Title 4 violations. There was Board discussion. Mr. Du Pont made a motion:

Regarding *Liquor License #06090024*, based on the Applicant has had liquor training; that he has been the owner of six liquor licenses and one manager license; that the Applicant has violated several Title 4 rules and guidelines; that in the past couple of years, he has purchased beverage from retail outlets and blacked out the information on the receipts and denied; also had a person purchasing that and paying with cash so there would not be a check; also failed to notify the Department of an inactive license; and that the Board has denied his application as of November 2014, I move that we find the Applicant is not qualified, capable and reliable as required by A.R.S. 4-203(A) and that we deny this application for person transfer.

Ms. Valdez requested an amendment to reflect that the Board denied an application for a liquor license based on capability, qualifications and reliability back in November.

Motion to deny
person transfer application - Du Pont
Seconded - Scarafiotti
Yay - Du Pont, Scarafiotti, Valdez, Troyan
Nay - None
Abstained - None
Disposition - Person transfer application denied

Motion to revoke interim
permit effective immediately - Valdez
Seconded - Du Pont
Yay - Valdez, Du Pont, Scarafiotti, Troyan
Nay - None
Abstained - None
Disposition - Interim permit revoked

C. Minutes

Motion to approve the
January 7, 2016 minutes - Du Pont
Seconded - Valdez
Yay - Du Pont, Valdez, Troyan
Nay - None
Abstained - Scarafiotti
Disposition - January 7, 2016 minutes approved

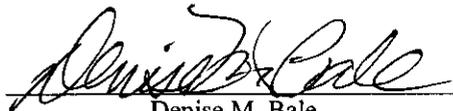
D. Reports on Current Events, Matters of Board Procedure, Requests and Items for Future Agenda

The next scheduled meeting is March 3, 2016.

E. Call to the Public

None.

The Board adjourned at 10:24 a.m.



Denise M. Bale
Administrator of the
Arizona State Liquor Board

3/3/16
Date