



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

KATIE HOBBS  
Governor

TROY L. CAMPBELL  
Board Chair

BEN HENRY  
Director

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Arizona State Liquor Board Hearing Minutes  
June 6, 2024

Members Present: Troy L. Campbell – Chairman  
Lynn Shulman – Vice Chair  
Jill Pernice  
Victoria Yarbrough  
Paul David

Members Absent: None

Counsel Present: Deanie Reh, Assistant Attorney General  
Roberto Pulver, Assistant Attorney General, Independent Advisor to the Board

Staff Present: Haley Garcia, Board Administrator

**A. Call to Order**

The hearing of the Arizona State Liquor Board was called to order on June 6, 2024, at 9:02 A.M. with Chairman Campbell presiding. Google Meet was utilized for facilitating the meeting. Board members, staff and all parties participated either online or telephonically. All Board members who were present submitted their conflict of disclosure memorandums to the Board Administrator prior to the start of the hearing. All Board members who were present did not have “substantial interest” with any matters set on the agenda.

**Roll Call**

All members were present.

**B. 9:00 a.m. Agenda: Review, consideration and action**

**1. New Application – Beer and Wine Store Liquor License Application No. 283592**

Thomas Robert Aguilera, Agent  
Speedway and Craycroft LLC  
Speedway Chevron  
2810 N. Swan Road  
Tucson, AZ 85712

This matter was set because of public protest.

Attorney Thomas Aguilera entered his appearance in this matter on behalf of the Applicant. Chairman Campbell called upon the public protestors to enter their appearance, however there was no response. In efforts to give the public protestors more time to attend the hearing and speak on this matter, Ms. Reh suggested the matter be tabled and have Ms. Garcia contact them.

*Motion*

Chairman Campbell moved that the Board table the first matter that was set for hearing, Beer and Wine Store Liquor License Application No. 283592, Speedway and Craycroft, dba Speedway Chevron to the second half of the agenda.

Seconded -	Vice Chair Shulman
Yay -	Campbell, Shulman, Yarbrough, David, Pernice
Nay -	None
Abstained -	None
Disposition -	The matter for Beer and Wine Store Liquor License Application No. 283592, Speedway and Craycroft dba Speedway Chevron has been tabled to the second half of the agenda.

This matter resumed at 10:00 A.M.

Attorney Thomas Aguilera reentered his appearance in this matter on behalf of the Applicant. Chairman Campbell called upon the public protestors to make their appearance and there was no response. Ms. Garcia confirmed that she contacted the public protestors and did not receive a response. Ample opportunity was provided for the public protestors to appear before the Board and proper notice of hearing was given, therefore Chairman Campbell moved forward with the matter.

Mr. David had to temporarily leave the meeting. Ms. Garcia confirmed there was a quorum and that the hearing may proceed.

Attorney Thomas Aguilera presented oral arguments to the Board in regard to why the Applicant should be granted a liquor license.

Mr. David rejoined the meeting via telephone.

Chairman Campbell called upon the Board to have open discussion, in which Board members Troy Campbell, Jill Pernice, and Paul David participated. The matter discussed was whether or not the Board should accept or deny the Applicant's liquor license.

*Motion*

Vice Chair Shulman invited the motion to accept the Beer and Wine Store Liquor License Application No. 283592, Speedway and Craycroft LLC, dba Speedway Chevron.

Seconded -	Yarbrough
Yay -	Campbell, Shulman, Yarbrough, David, Pernice
Nay -	None
Abstained -	None
Disposition -	Beer and Wine Store Liquor License Application No. 283592, Speedway and Craycroft LLC, dba Speedway Chevron has been accepted.

**2. Consideration of Administrative Law Judge’s Decision – Denial of Application of BYOB Exemption**

Robert Wallace, Agent  
Wallace Group, 1 LLC  
Kandies Cabaret Private Gentlemen’s Club  
3790 Grand Avenue  
Phoenix, AZ 85019

This matter came before the Board on October 5, 2023 regarding the Agent’s appeal of the Director’s decision to deny the application of BYOB exemption. On October 17, 2023, the Board sent the matter to the Office of Administrative Hearings (“OAH”). This matter was heard before an Administrative Law Judge (“ALJ”) at OAH on December 6, 2023 and March 12, 2024. Both parties appeared on both days and presented arguments. The ALJ provided her findings of fact and conclusions of law on May 8, 2024, in which the Board will review and consider when determining the acceptance or denial of the Agent’s BYOB Exemption.

Assistant Attorney General Roberto Pulver entered his appearance in this matter as the Board’s independent advisor.

Assistant Attorney General Deanie Reh entered her appearance in this matter on behalf of the Arizona Department of Liquor Licenses and Control.

Attorney Kimberly Eckert entered her appearance in this matter on behalf of Wallace Group LLC, dba Kandies Cabaret Private Gentlemen’s Club.

Each Board member confirmed that they have received and reviewed the administrative record of this matter.

Ms. Eckert inquired regarding the content of the administrative record that was provided to the Board members, in which Chairman Campbell clarified that they were provided the ALJ’s decision.

Ms. Eckert presented oral arguments to the Board as to why the members should not adopt the ALJ’s decision. Mr. Pulver provided independent advice to the Board. Ms. Reh presented oral arguments to the Board as to why the members should adopt the ALJ’s decision. Ms. Eckert presented her rebuttal to the Board.

Chairman Campbell called upon the Board to have open discussion, in which Board members Troy Campbell, Lynn Shulman, Paul David, Victoria Yarbrough, and Jill Pernice participated. The matter discussed was whether or not the Board should accept or deny the ALJ’s findings of facts.

*Motion*

Mr. David invited the motion to adopt the findings of facts in paragraphs 1-49, in the matter of DLLC Case 23-001113, BYOB Exemption, Wallace Group 1 LLC, dba Kandies Cabaret Private Gentlemen’s Club, 3790 Grand Avenue, Phoenix, Arizona, 85042, as recommended by the ALJ.

Seconded -	Pernice
Yay -	Campbell, Shulman, Yarbrough, David, Pernice
Nay -	None
Abstained -	None
Disposition -	The findings of facts in paragraphs 1-49, in the matter of DLLC Case 23-001113, BYOB Exemption, Wallace Group 1 LLC, dba Kandies Cabaret Private

Gentlemen's Club, 3790 Grand Avenue, Phoenix, Arizona, 85042, has been adopted.

Chairman Campbell called upon the Board to have open discussion, in which Board members Troy Campbell and Jill Pernice participated. The matter discussed was whether or not the Board should accept or deny the ALJ's conclusions of law.

*Motion*

Mr. David invited the motion to adopt the conclusions of law in paragraphs 1-9, in the matter of DLLC Case 23-001113, BYOB Exemption, Wallace Group 1 LLC, dba Kandies Cabaret Private Gentlemen's Club, 3790 Grand Avenue, Phoenix, Arizona, 85042, as recommended by the ALJ.

Seconded -	Yarbrough
Yay -	Campbell, Shulman, Yarbrough, David, Pernice
Nay -	None
Abstained -	None
Disposition -	The conclusions of law in paragraphs 1-9, in the matter of DLLC Case 23-001113, BYOB Exemption, Wallace Group 1 LLC, dba Kandies Cabaret Private Gentlemen's Club, 3790 Grand Avenue, Phoenix, Arizona, 85042, has been adopted.

*Motion*

Mr. David invited the motion to find that the Applicant has failed to demonstrate by a preponderance of evidence that they are capable, qualified, and reliable as set forth in the statutes and regulations, and therefore deny the application.

Chairman Campbell sought out Mr. Pulver for independent advice on the language of the motion, in which Mr. Pulver provided clarification.

*Amended Motion*

Mr. David invited an amended motion that the Board accept the ALJ's recommendation and deny the BYOB Exemption request.

All Board members verbally confirmed they understand the amended motion.

Seconded -	Pernice
Yay -	Campbell, Shulman, Yarbrough, David, Pernice
Nay -	None
Abstained -	None
Disposition -	The ALJ's recommendation in the matter of DLLC Case 23-001113, BYOB Exemption, Wallace Group 1 LLC, dba Kandies Cabaret Private Gentlemen's Club, 3790 Grand Avenue, Phoenix, Arizona, 85042, has been accepted and the BYOB Exemption request is denied.

**C. Approval of Minutes: Review, Consideration and Action**

Ms. Yarbrough invited the motion to approve the minutes of May 2, 2024.

Seconded - Shulman  
Yay - Campbell, Pernice, David, Yarbrough  
Nay - None  
Abstained - None  
Disposition - The minutes from the May 2, 2024 Board meeting are approved.

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

Chairman Campbell announced the next Board meeting will be held on June 6, 2024 with two matters set for hearing thus far. Chairman Campbell inquired whether or not anyone had an idea of when legislative session was ending. Ms. Pernice gave her input on when she thought session would end.


**F. Call to the Public**

None

*Motion*

Vice Chair Shulman made the motion to adjourn meeting at 10:15 A.M. Mr. David was absent at this time.

Seconded - Pernice  
Yay - Campbell, Shulman, Yarbrough, Pernice  
Nay - None  
Abstained - None  
Disposition - Meeting adjourned at 10:15 A.M.

  
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Haley Garcia  
Administrator of the  
Arizona State Liquor Board

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7/15/2024  
Date