

LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU
PACIFIC PARK PLAZA
711 KAPIOLANI BOULEVARD, SUITE 600
HONOLULU, HAWAII 96813

AGENDA – TWENTIETH MEETING

THURSDAY, NOVEMBER 12, 2009
4:00 P.M.

PUBLIC HEARINGS:

1. Trans. Appl. No. 10-15 from Pho One Vietnamese Cuisine, Inc.

For the transfer of the business and Restaurant General license (Category No. 2 – Live entertainment or Recorded Music and Dancing) of Thanh Van Huynh, dba Pho One, 1617 Kapiolani Boulevard, and for a change of trade name to Pho One Vietnamese Cuisine, Inc. (Prelim. Hrg. 10/22/09)
2. Appl. No. 1408 from Craft Enterprises LLC, dba Craft Enterprises LLC, 98-425 Kamehameha Highway, Building 4, Pearl City (approximately 100 feet east of the Hawaiian Electric Company Waiiau Power Plant)

For a Restaurant Beer and Wine license (Category No. 2 – Live entertainment or Recorded Music and Dancing) (Prelim. Hrg. 9/17/09)

PUBLIC HEARINGS: (CONT.)

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| 3. | Appl. No. 1416 from Luibueno LLC, dba Luibueno's Mexican Seafood Restaurant & Fish Market, 66-165 Kamehameha Highway, Haleiwa (Kaena side of Kamehameha Highway, approximately 850 feet Honolulu of the intersection with Emerson Road) | For a Restaurant General license (Category No. 2 – Live entertainment or Recorded Music and Dancing) (Prelim. Hrg. 9/17/09) |
| 4. | Appl. No. 1418 from SDE Concepts Inc., dba Ka Restaurant & Lounge, 1200 Ala Moana Boulevard, Space B004216 (Ward Centre) | For a Restaurant General license (Category No. 2 – Live entertainment or Recorded Music and Dancing) (Prelim. Hrg. 9/17/09) |
| 5. | Appl. No. 1427 from Thai Anh Kiet Le, dba Ohana Gift and Sundry, 2345 Kuhio Avenue, Store #7 & 8 (Miramar Hotel, ground floor) | For a Retail General license (Prelim. Hrg. 9/17/09) |

LICENSE APPLICATIONS:

Special License Applications:

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| 6. | Appls. No. 1468, 1469, 1470, and 1471 from Trump International Hotel Hawaii LLC, dba Trump Hotel Collection, 223 Saratoga Road | For Special General licenses on November 27 to December 8, 2009 (total of 12 days) |
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PRELIMINARY HEARINGS:

7. Trans. Appl. No. 10-06
from Café Nalu LLC
For the transfer of the business and Restaurant Beer and Wine license (Category No. 2 – Live entertainment or Recorded Music and Dancing) of Fusion Art and Craft LLC, dba Banzai Sushi Bar, 66-246 Kamehameha Highway, Haleiwa, and for a change of trade name to Café Nalu LLC

8. Trans. Appl. No. 10-16
from M & L Lounge, Inc.
For the transfer of the business and Dispenser General license (Category No. 4 – Hostess) of Black Stallion, Inc., dba Club Clique, 650 Kohou Street, and for a change of trade name to M & L Lounge, Inc.

9. Appl. No. 1463 from EJK Enterprises Inc., dba EJK Enterprises Inc., 845 McCully Street (Koko Head side of McCully Street; approximately 35 feet makai of Waiola Street)
For a Retail General license

LICENSE APPLICATIONS: (CONT.)

Temporary License Applications:

10. Appl. No. T-1462 from EJK Enterprises Inc., dba EJK Enterprises Inc.
For a Stand-Alone Temporary Retail General license at 845 McCully Street, the current site of McCully Pantry & Liquor, Inc.

LICENSE APPLICATIONS: (CONT.)

Temporary License Applications: (Cont.)

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| 11. Appl. No. 1476-T from
M & L Lounge, Inc., dba
M & L Lounge, Inc. | For a Temporary Dispenser
General license (Category No. 4 –
Hostess) at 650 Kohou Street, the
current site of Club Clique |
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REQUESTS:

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| 12. Sodexo Management,
Inc., dba Sodexo
Management, Inc.,
Restaurant Beer & Wine
license (Category No. 2 –
Live entertainment or
Recorded Music and
Dancing), 1355 Lower
Campus Road (R0297) | Requesting approval to
permanently extend its licensed
premises to include portions of the
ground level of the Stan Sheriff
Center Arena |
| 13. Lily Koi Restaurant and
Lounge LLC, dba Lily
Koi Restaurant and
Lounge, Restaurant
General license (Category
No. 2 – Live entertain-
ment or Recorded Music
and Dancing), 98-150
Kaonohi Street, Aiea
(R0831) | Second request for waiver of Rule
3-82-31.4(b) to allow late
submission of tax clearance
certificate to pick up its liquor
license for fiscal year 2009-2010

(Initial request heard/granted
October 1, 2009; deadline to pick
up extended to October 31, 2009) |

REQUESTS: (CONT.)

14. Waialae Country Club,
dba Waialae Country
Club, Club General
license, 4997 Kahala
Avenue (F0015)

Requesting approval to waive the
requirement to submit new
Personal History and Affidavits
for all of its officers and directors
and to accept the Personal History
and Affidavits currently on file

(Special General license
applications submitted but not yet
accepted)

15. Waialae Country Club,
dba Waialae Country
Club, Club General
license, 4997 Kahala
Avenue (F0015)

Requesting approval to waive the
requirement to submit FBI
fingerprint cards and Criminal
History Record Clearances for all
of its officers and directors

(Special General license
applications submitted but not yet
accepted)

REQUESTS: (CONT.)

16. Marriott Hotel Services, Inc., dba Waikiki Beach Marriott Resort, Hotel General license, 2552 Kalakaua Avenue (L0018),
and
dba J.W. Marriott Ihilani Resort and Spa, Hotel and Retail General licenses, 92-1001 Olani Street, Kapolei (L0038 and D0824),
and
dba Marriott's Ko Olina Beach Club, Hotel General license, 92-161 Waipahe Place, Kapolei (L0044)
and
dba The Marriott Place at Ko Olina, Retail General license, 92-101 Mauloa Place, Kapolei (D1014)

Requesting approval, pursuant to Rule 3-82-45.1(b), to:

- 1) Permanently waive requirement to submit Personal History and Affidavits, FBI fingerprint cards, and Criminal History Record Clearances for six additional officers and directors; and
- 2) Waive the requirement to submit Personal History and Affidavits, FBI fingerprint cards, and Criminal History Record Clearances for all officers and directors, except for those four officers and/or directors who are specifically designated to oversee the company's liquor license operations at these specified premises

REQUESTS: (CONT.)

17. The Neiman Marcus Group, Inc., dba Neiman Marcus, Retail General license and dba The Mariposa, Restaurant General license (Category No. 2 – Live entertainment or Recorded Music and Dancing), 1450 Ala Moana Blvd., No. 2101 (D0912 and R0478)

Requesting approval, pursuant to Rule 3-82-45.1(b), to:

- 1) Permanently waive requirement to submit Personal History and Affidavits, FBI fingerprint cards and Criminal History Record Clearances for approximately twenty (20) additional officers and directors; and
- 2) Waive the requirement to submit Personal History and Affidavits, FBI fingerprint cards, and Criminal History Record Clearances for all officers and directors, except for those two officers and/or directors who are specifically designated to oversee the company's liquor license operations at these specified premises

ADOPTION OF DECISION AND ORDER:

18. Emerald City (LCV 09-0138)
19. Ohana Karaoke (LCV 08-0308)

For adoption of Decision and Order

do.

ADJUDICATION HEARINGS:

20. Jimmy's Produce & Seafood Market (LCV 09-0169) (D0452) Licensee sold, served or furnished intoxicating liquor to a minor at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about October 3, 2009)
21. Nanakuli Super (LCV 09-0171) (D0286) Licensee sold, served or furnished intoxicating liquor to a minor at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about October 3, 2009)
22. Royal Kunia 76 Circle-K Express (LCV 09-0173) (D0871) Licensee sold, served or furnished intoxicating liquor to a minor at the licensed premises (Violation of Section 281-78(b)(1)(A), HRS) (Date of violation: On or about October 3, 2009)
23. Cheers Station (nka 1st Time and Kapalama Lounge) (LCV 09-0072) (E1316) (1-3) Licensee encouraged and/or permitted a person on the licensed premises to touch, caress or fondle the breasts, buttocks, anus or genitalia of herself or any other person, either directly or through the clothing or any other material (Violations of Rule 3-84-78.042) (Date of violations: On or about May 15, 2009) [NOV #20669, #20670, and #20671]

ADJUDICATION HEARINGS: (CONT.)

Cheers Station
(nka 1st Time and
Kapalama Lounge)
(LCV 09-0072)
(E1316)
(Cont.)

- (4-6) Licensee's employee consumed liquor while on duty on the licensed premises (Violations of Rule 3-84-78.01(b)) (Date of violations: On or about May 15, 2009) [NOV #20672, #20673, and #20674]

- (7-9) Licensee's employee solicited or accepted food or beverage, alcoholic or otherwise, as a gift from or at the expense of a customer while on duty at the licensed premises (Violations of Rule 3-84-78.01(c)) (Date of violations: On or about May 15, 2009) [NOV #20675, #20676, and #20677]

- (10) Licensee failed to keep its premises in a clean and sanitary condition, including furnishings, equipment, paraphernalia, and drinking glasses, and/or failed to comply with all rules of the State Department of Health—to wit, dead insects found in liquor bottles (Violation of Rule 3-84-72.1) (Date of violation: On or about May 15, 2009) [NOV #20536]

ADJUDICATION HEARINGS: (CONT.)

Cheers Station
(nka 1st Time and
Kapalama Lounge)
(LCV 09-0072)
(E1316)
(Cont.)

- (11) Licensee's employee, who was not employed as an exotic dancer, was unclothed or in such attire, costume or clothing as to expose to view any portion of the pubic hair, anus, cleft of the buttocks, genitals, or any portion of the breast below the top of the areola (Violation of Rule 3-84-78.02(a)) (Date of violation: On or about May 15, 2009) [NOV #20678]
- (12-17) Licensee employed a person in that section of the licensed premises where liquor is sold, served or consumed without said employee being properly registered with the Commission (Violations of Rule 3-82-38.5(a)) (Date of violations: On or about May 15, 2009) [NOV #20537, #20538, #20539, #20540, #20541, and #20542]

OTHER BUSINESS:

24. Ms. Peggy Bukar, United Airlines, Airport Lounges – Customer Experience
- Requesting waiver of requirement to submit Personal History and Affidavit forms, FBI fingerprint cards, and Criminal History Record Clearances for all of its officers, except for eight designated top corporate officers
- (Transfer application not yet filed)
- (Re: Dispenser General License No. E0758 (Category No. 1 – Standard Bar) of Host International Inc. and GRL Corp., dba Host Honolulu Joint Venture Company - Red Carpet Club, Honolulu International Airport)
- (Continued from October 8, 2009)
25. Liquor Administrator
- Ratification of Administrative Actions Report for October 2009
26. Liquor Administrator
- Administrative matters – Weekly report to the Commission, 90-day event schedule and work plan coordination
27. Liquor Administrator
- Executive Session — Confer with Commissioners regarding personnel and employment matters, in accordance with HRS 92-5(a)(2)

If you require an accommodation or auxiliary aid and/or services to participate in this meeting (i.e., sign language or foreign language interpreter), please call the Administrative Services Officer at 768-7336 at least 72 hours prior to the meeting.