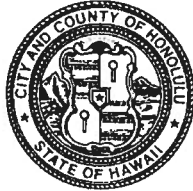


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**Commission Unable to Obtain Majority Vote to Take Action Against The Shack
Waikiki, LLC for Failing to Suppress Violent, Disorderly or Unlawful Conduct
Involving Female Patron**

HONOLULU (July 23, 2009) – The Honolulu Liquor Commission (HLC) took the following action at its 4th meeting of the fiscal year on July 23, 2009.

- **The Varsity** admitted the allegations and was fined \$250 for violation of Rule 3-83-62(a) (changes and/or alterations made to the licensed premises without prior Commission approval).
- **Host Honolulu Joint Venture Company** admitted the allegations and was fined \$500 and \$350, respectively for violation of Rule 3-83-62(a) (changes and/or alterations made to the licensed premises without prior Commission approval) and HRS Sec. 281-41(j) (failure to notify Commission of new officer or director within 30 days of election).
- **The Shack Waikiki, LLC** denied the allegations, but the Commission was unable to obtain the majority vote necessary to take action for a violation of HRS Sec. 281-78(b)(6) (failure to immediately prevent or suppress violent, quarrelsome, disorderly, lewd, immoral, or unlawful conduct of any person on the premises, to wit, licensee's bouncer's ejection of a female patron from the premises).

During the public hearing portion of the meeting, the Commission:

- Approved the application from **Sachie Ohana LLC** (dba **The Element Lounge**) at 1661 Kapiolani Blvd. for a Dispenser General license (Cat. 3 - Live entertainment or Recorded Music and Dancing).
- Approved the application from **Yuzen Japanese Cuisine and Sushi Bar LLC** (dba **Yuzen Japanese Cuisine and Sushi Bar LLC**) at 1518 Makaloa St. for a Restaurant General license (Cat. 1 - Standard Bar).

During the preliminary hearing, temporary license application, and request portion of the meeting, the Commission:

- Approved the application from **Incha Yang** for the transfer of the business and Retail General license of **Harvey Kwon** (dba **Mokauea Mart**) at 414-E Mokauea St.

- Continued to Aug. 6, 2009, the application from **JB Unlimited, Inc. (dba Nolbunae Chicken)** for a Restaurant General license (Cat. 1 - Standard) at 1526 Makaloa St.
- Approved the application from **MNS, Ltd. (dba Island Country Markets)** for a Retail General license at 92-1048 Olani St., Kapolei.
- Approved the application from **RDR, LLC (dba RDR, LLC)** for a Dispenser General license (Cat. 3 - Live entertainment or Recorded Music and Dancing) at 508 Waiakamilo Rd.
- Approved the application from **Gold Mountain, Inc. (dba Won Kee Seafood Restaurant)** for a Stand-alone Temporary Dispenser General license (Cat. 1 - Standard Bar) at 100 N. Beretania St., the current site of **Won Kee Seafood Restaurant**.
- Approved the application from **J.A. SOS, Inc. (dba J.A. SOS, Inc.)** for a Stand-alone Temporary Restaurant General license (Cat. 2 - Live entertainment or Recorded Music and Dancing) at 1380 S. King St., the former site of **King St Café/Just One**.
- Approved the request from **939 Entertainment LLC (dba Club 939)** at 939 Keeaumoku St. for transfer of membership interest, notification of withdrawal of member, and admission of new member and membership holder.
- Approved the request from **C 'N N Mini Mart & Liquors, Inc. (dba C 'N N Mini Mart & Liquors)** at 99-115 Aiea Heights Dr., Aiea, to waive Rule 3-82-31.4 to allow late filing of its liquor license renewal application for fiscal year 2009-2010 provided the filing is made by July 31, 2009.
- Approved the requests from **ATG Enterprises Inc. (dba Cheers Station nka Cheers Station and Kapalama Lounge)** at 746 Kohou St. (1) to waive Rule 3-84-72.3 regarding interior windows on interior karaoke rooms, provided the licensee remove the interior karaoke room doors; and (2) to permanently extend the licensed premises to include the first floor foyer, an interior stairwell, and the second floor.
- Approved the request from **Beachwalk Steak House, LLC (dba Ruth's Chris Steak House)** at 226 Lewers St. to permanently extend the licensed premises to include the walkway immediately outside the premises on the mauka side.

During the other business portion of the meeting, the Commission:

- Continued to July 30, 2009, a motion for reconsideration (denial of request to reinstate license) and/or request for waiver (reinstatement of license and allow late filing of application to renew license) from **VIP Restaurant, Inc. (dba Club Tsunami)** (former Dispenser General license No. E1267) at 655 Keeaumoku St.

HLC Weekly Update

Page 3 of 3

- Continued to Aug. 20, 2009, a motion for reconsideration of the June 25, 2009, conditions placed on the license of **Sun Ann Hong, LLC** (dba **Black Diamond Nightclub**) (Cabaret General license No. I0102) at 2255 Kuhio Ave., Suite M-1.
- Heard a report from the Administrator regarding event scheduling and work plan coordination for the upcoming 90 days.
- Met in executive session with Corporation Counsel and the Administrator to discuss personnel and employment matters.

The Honolulu Liquor Commission aims to promote our community's health, safety and welfare by effectively and fairly administering and enforcing Hawaii's liquor laws. For more information about the Commission, please visit www.honolulu.gov/liq.

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