



STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LIQUOR CONTROL COMMISSION

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In the matter of the request of )  
**MACEDONIAN ENTERPRISES, INC.** )  
2031 S. Dort ) Request ID No. 633450  
Harper Woods )  
Wayne County )  
\_\_\_\_\_ )

At the August 21, 2012 hearing of the Michigan Liquor Control Commission  
(Commission) in Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman  
Teri L. Quimby, Commissioner  
Dennis Olshove, Commissioner

**LICENSING APPEAL ORDER**

On February 10, 2012, the Commission received a Judgment entered by the Circuit Court for the County of Genesee on January 23, 2012, Case No. 11-97043-CK, awarding Macedonian Enterprises, Inc. (licensee) the 2011 Class C and SDM licenses with Sunday Sales Permit (P.M.) and Dance-Entertainment Permit held by Cultural, Inc. held at the above-noted location. The licenses and permits were renewed for the 2012-2013 licensing year on May 2, 2012.

At a meeting held on August 1, 2012, the Commission approved the license transfer with a provision that the licensee not be approved for active operation after considering the licensee's management experience in the alcoholic liquor business and past conviction record of the sole stockholder, James Brown.

Roger Isaac, legal counsel on behalf of the licensee, submitted a timely request for an appeal in this matter, and represented the licensee at the August 21, 2012 hearing at the Commission's Lansing office.

After hearing arguments, reviewing the MLCC file and exhibit presented, and discussion of the issue on the record, the Commission finds that the licensee sufficiently

demonstrated a course of action will be taken to assist in preventing further violations of the Michigan Liquor Control Code and Administrative Rules. The Commission also finds that the licensee provided information to sufficiently address questions relative to the conviction record cited in the Commission's order in this matter.

The Commission finds sufficient reasons to amend its approval order issued in this matter and to approve the licensee's request to actively operate the licensed business for the reasons stated on the record.

THEREFORE, IT IS ORDERED that:

A. The approval order of August 1, 2012 issued in this matter is AMENDED and the licensee's request to place the licenses and permits into active operation at the subject location is approved, subject to the following:

1. The licensee shall submit to a Final Inspection to be conducted by the Commission's Enforcement Division to determine that the repairs have been made on the fixtures and equipment; to determine that adequate inventory has been installed; to verify the true nature of the business; to determine the total cost and method of financing; and to determine that the establishment meets all requirements of the Michigan Administrative Code and Administrative Rules.
2. The licensee shall submit to the Commission an acceptable and executed Lease Agreement.
3. The licensee shall submit to the Commission documentary proof that Macedonian Enterprises, Inc. received a loan in the amount of \$27,500.00 from James Brown.
4. The licensee shall maintain proof of financial responsibility providing security for liability as required under MCL 436.1803. Failure to maintain proof of financial responsibility providing security for liability will result in the immediate suspension of the subject licenses and permits until the licensee provides the Commission with proof of financial responsibility as required under MCL 436.1803.

5. The licensee shall provide documentary proof to the Commission to demonstrate that, at a minimum, supervisory personnel on each shift and during all hours in which alcoholic liquor is served have successfully completed a server training program approved by the Commission as required under MCL 436.1501(1), within 180 days from the issuance of the licenses and permits, as provided in administrative rule R 436.1060.

a. The licensee shall maintain active certification of completion for server training on the licensed premises at all times as provided in administrative rule R 436.1060.

b. Failure to provide this documentary proof to the Commission within 180 days of the issuance of the licenses and permits shall result in the licensee being charged with failure to comply with this order, under administrative rule R 436.1029, which may result in fines, suspension and/or revocation of the licenses and permits.

B. Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. Approval of the licenses and permits by the Michigan Liquor Control Commission does not waive any of these requirements.

C. Failure to comply with all requirements of licensure in the State of Michigan will result in the licensee being charged with a violation of the Michigan Liquor Control Code, MLCC Administrative Rules, and Commission order, which may result in fines, suspension, and/or revocation of the licenses and permits.

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Andrew J. Deloney, Chairman

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Teri L. Quimby, Commissioner

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Dennis Olshove, Commissioner

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Prepared by:  
Terri Chase, Commission Aide

Date Mailed: \_\_\_\_\_



STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LIQUOR CONTROL COMMISSION

In the matter of )  
**TEAM RED DAWN LLC** )  
2536 Henry ) Business ID No. 222767  
Muskegon, Michigan 49441 )  
Muskegon County )  
\_\_\_\_\_ )

At the August 21, 2012 hearing of the Michigan Liquor Control Commission  
(Commission) in Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman  
Teri L. Quimby, Commissioner  
Dennis Olshove, Commissioner

PENALTY HEARING ORDER

Under MCL 436.1903(1), the Commission is required to impose a suspension or revocation of the 2012 Class C and SDM licenses with Sunday Sales Permit (P.M.), Dance-Entertainment Permit, Outdoor Service Permit, Specific Purpose Permit (Food) and 1 Additional Bar Permit held by Team Red Dawn LLC (licensee) at the above-noted address, as the licensee was found liable for three (3) violations of MCL 436.1801(2) on different occasions within a 24-month period. Those violations occurred on April 30, 2010, December 10, 2010 and October 28, 2011.

The penalty hearing was held on August 21, 2012 at the Commission's Lansing office. Representing the licensee at the hearing was Mary Caruso, member of the licensed limited liability company.

After reviewing the record of the three (3) violations and hearing arguments from Ms. Caruso, the Commission finds that the licensee demonstrated a course of action was

taken to assist in preventing further sales to minors while actively operating the business; however, the Commission must issue a penalty of suspension or revocation in this matter under MCL 436.1903(1). The Commission finds that a three (3) days suspension to be served on August 31, 2012, September 1, 2012 and September 2, 2012 is warranted, with the licenses and permits to remain in escrow under the provisions of administrative rule R 436.1007.

THEREFORE, IT IS ORDERED that:

A. The 2012 Class C and SDM licenses with Sunday Sales Permit (P.M.), Dance-Entertainment Permit, Outdoor Service Permit, Specific Purpose Permit (Food) and 1 Additional Bar Permit are SUSPENDED for three (3) consecutive days, to be served on August 31, 2012, September 1, 2012 and September 2, 2012.

B. The licenses and permits are to remain in escrow under the provisions of administrative rule R 436.1007.

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Andrew J. Deloney, Chairman

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Teri L. Quimby, Commissioner

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Dennis Olshove, Commissioner

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Prepared by:  
Terri Chase, Commission Aide

Date Mailed: \_\_\_\_\_