



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

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In the matter of the request of)	
)	
DOMINIC VARGAS)	Request ID No. 775407
3699 N. Lynn St.)	
Onaway, Michigan 49765)	
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At the May 26, 2015 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 January 23, 2015, Dominic Vargas (applicant) filed a request for a new Salesperson license.

At a meeting held on January 28, 2015, the Commission denied this request under administrative rules R 436.1105(2)(g)(i), R 436.1105(2)(g)(ii), R 436.1105(2)(g)(iii)(g), R 436.1105(2)(g)(iv) and R 436.1105(2)(h) after considering the conviction record of the applicant.

The request was also denied under and administrative rule R 436.1105(2)(j) after considering the effects that issuance of a license would have on the health, welfare, and safety of the general public when determining whether an applicant should be issued a license or permit.

Dominic Vargas submitted a timely request via e-mail for an appeal in this matter and proper notice of the hearing was e-mailed to Mr. Vargas on May 11, 2015. Further, Commission staff communicated via e-mail with Mr. Vargas on May 6, 2015 confirming the May 26, 2015 hearing date; however, there was no appearance made on behalf of the applicant at the May 26, 2015 hearing held in Lansing.

After hearing arguments, reviewing the MLCC file and discussion of the issue on the

record, the Commission finds that proper notice of the hearing was confirmed and sent to the applicant via e-mail.

Article IV, Section 40, of the Michigan Constitution (1963), permits the legislature to establish a Liquor Control Commission, which shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitations. MCL 436.1201(2) provides the Commission with the sole right, power, and duty to control the alcoholic beverage traffic and traffic in other alcoholic liquor within this state, including the manufacture, importation, possession, transportation and sale thereof.

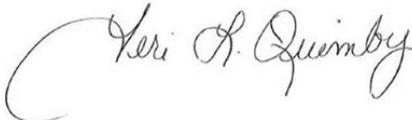
The Commission finds sufficient reasons to uphold its denial issued in this matter for the reasons stated on the record.

THEREFORE, IT IS ORDERED that the denial order of January 28, 2015 issued in this matter is AFFIRMED.

MICHIGAN LIQUOR CONTROL COMMISSION



Andrew J. Deloney, Chairman



Teri L. Quimby, Commissioner



Dennis Olshove, Commissioner

Date Mailed:

tlc