



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

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In the matter of the request of)
)
DOUGLAS STRIETER) Request ID No. 800776
406 W. Thomas St.)
Bay City, Michigan 48706)
)
)
_____)

At the August 25, 2015 hearing of the Michigan Liquor Control Commission
(Commission) in Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman
Dennis Olshove, Commissioner

LICENSING APPEAL ORDER

On April 29, 2015, Douglas Strieter (applicant) filed a request for a new Salesperson license.

At a meeting held on May 22, 2015, the Commission denied this request under 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. The applicant has numerous driving offenses, which demonstrates a pattern of violating state laws and rules.

Douglas Strieter submitted a timely request for an appeal in this matter and represented himself at the hearing held on August 25, 2015, at the Commission’s Lansing office.

After reviewing the MLCC file and discussion of the issue on the record, the Commission finds that sufficient mitigating circumstances relative to the driving record of Mr. Strieter has been demonstrated; removing the previous questions concerning this application.

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 reverse its denial issued in this matter and to approve the applicant's request for the reasons stated on the record.

THEREFORE, IT IS ORDERED that:

A. The denial order of May 22, 2015 issued in this matter is reversed and the applicant's request for a new Salesperson license is APPROVED.

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 this license by the Michigan Liquor Control Commission does not waive any of these requirements. The licensee must obtain all other required state and local licenses, permits, and approvals before serving or selling alcoholic liquor.

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, Administrative Rules, and Commission order, which may result in fines, suspension, and/or revocation of this license.

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Dennis Olshove, Commissioner

Date Mailed:

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