



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

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In the matter of the request of )  
)  
**LEE PAIVA, JR.** ) Request ID No. 801330  
1277 W. Houghton Lake Dr. )  
Prudenville, Michigan 48651 )  
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\_\_\_\_\_ )

At the July 21, 2015 hearing of the Michigan Liquor Control Commission  
(Commission) in Lansing, Michigan.

PRESENT: Teri L. Quimby, Commissioner  
Dennis Olshove, Commissioner

**LICENSING APPEAL ORDER**

On December 22, 2014, Lee Paiva, Jr. (applicant) filed a request for a new Salesperson license.

At a meeting held on June 10, 2015, the Commission denied this request under administrative rule R 436.1103(2) as the applicant failed to respond to numerous attempts made by Commission staff to obtain additional information necessary for the processing of this application.

Lee Paiva, Jr. submitted a timely request for an appeal in this matter and represented himself at a hearing on July 21, 2015, held at the Commission's Lansing office.

After hearing arguments, reviewing the MLCC file and discussion of the issue on the record, the Commission finds that the applicant adequately addressed the previous concerns with 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.

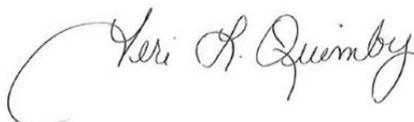
THEREFORE, IT IS ORDERED that:

A. The denial order of June 10, 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.

MICHIGAN LIQUOR CONTROL COMMISSION



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Teri L. Quimby, Commissioner

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A handwritten signature in cursive script, appearing to read "Dennis Olshove".

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Dennis Olshove, Commissioner

Date Mailed:

tlc