



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

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In the matter of the request of) PORT CITY HOSPITALITY, LLC) 2033-2037 E. Laketon) Muskegon, Michigan 49442)) Muskegon Township Muskegon County) _____)	Request ID No. 670246
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At the March 5, 2013 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 September 25, 2012, Port City Hospitality, LLC (applicant) filed a request to transfer ownership of escrowed 2012 Class C and SDM licenses with Sunday Sales Permit (P.M.), Dance Permit, permission to maintain (1) direct connection to the unlicensed premises and 3 Bars from Daniels Concessions, L.L.C. The applicant also requested to transfer location of the license and governmental unit under MCL 436.1531(1) from 2300 Henry, Muskegon, Muskegon County to the subject location, and requested to cancel the existing direct connection permission.

At a meeting held on February 6, 2013, the Commission denied this request under administrative rule R 436.1005(1)(c) as the applicant does not appear to have an adequate physical plant for the subject licenses. The Commission also denied the request under administrative rule R 436.1103(2) as the applicant failed to provide all information necessary to process this application; and under administrative rule R 436.1105(1)(b) as the applicant failed to provide adequate, legitimate and verifiable documentation regarding their financial resources necessary for investigation and processing of the application.

Applicant member Debora Douglas submitted a timely request for an appeal in this

matter and represented the applicant at the March 5, 2013 hearing, held 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 application should be returned to the Commission's Enforcement Division for further investigation.

THEREFORE, IT IS ORDERED that the denial order of January 16, 2013 issued in this matter is REVERSED and this application is REMANDED to the Commission's Enforcement Division for further investigation.

MICHIGAN LIQUOR CONTROL COMMISSION

Andrew J. Deloney, Chairman

Teri L. Quimby, Commissioner

Dennis Olshove, Commissioner

Prepared by:
Terri Chase, Commission Aide

Date Mailed: _____