



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

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In the matter of the request of )  
**R & J YALDO, INC.** )  
640 Auburn ) Request ID No. 629787  
Pontiac, Michigan 48342 )  
 )  
Oakland County )  
\_\_\_\_\_ )

At the February 28, 2013 hearing of the Michigan Liquor Control Commission  
(Commission) in Southfield, Michigan.

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

**LICENSING APPEAL ORDER**

On December 2, 2011, R & J Yaldo, Inc. (applicant) filed a request to transfer ownership of 2011 SDD and SDM licenses with Sunday Sales Permit (P.M.) and Sunday Sales Permit (A.M.) from Lion's Market, Inc., at the above noted location. The licenses and permits have been renewed for the 2012-2013 licensing year.

At a meeting held on May 9, 2012, the Commission denied this request under administrative rule R 436.1105(2)(a) and (b) after considering the operating record of Leena L. Qarana, spouse of applicant stockholder, Munther N. Yaldo. Ms. Qarana plans to devote part time to the operation of the business at this location and was cited as the selling clerk in a recent violation of the sale of alcoholic liquor to a person under the age of 21 at her licensed business Leena's Enterprises, Inc., located at 5038 McDougall, Detroit, Wayne County. The Commission also based the denial of 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.

Attorney Ryan Husaynu submitted a timely request for an appeal in this matter and represented the applicant at the August 2, 2012 hearing, held at the Commission's Southfield office.

After hearing arguments, reviewing the MLCC file, and discussion of the issue on the record, the Commission tabled this matter to its February 28, 2013 appeal hearing agenda, held at the Commission's Southfield office.

After hearing arguments, reviewing the MLCC file, and discussion of the issue on the record at both hearings held in this matter, the Commission finds sufficient reasons to reverse its denial issued in this matter and remand this application to the Commission's Licensing Division for further processing, for the reasons stated on the record.

Under Article IV, Section 40, of the Constitution of Michigan (1963), the Commission shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitations. Further, the Commission shall have 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 under MCL 436.1201(2).

THEREFORE, IT IS ORDERED that the denial order of May 9, 2012 issued in this matter is REVERSED and this application is REMANDED to the Commission's Licensing Division for further processing.

MICHIGAN LIQUOR CONTROL COMMISSION

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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: \_\_\_\_\_