



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

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In the matter of the request of) ROMEO’S PARTY STORE, INC.) 70951 Van Dyke, Unit 2) Romeo, Michigan 48065)) Bruce Township Macomb County) _____)	Request ID No. 609568
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At the February 7, 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 May 31, 2012, Romeo’s Party Store, Inc. (applicant) filed a request for a new SDD license to be held in conjunction with an existing SDM license at the above-noted location.

At a meeting held on September 28, 2012, the Commission denied this request under administrative rule R 436.1133 because there is an existing SDD licensee located within 2,640 feet of the proposed location (Woodward Detroit CVS, L.L.C.), and the applicant does not qualify for a waiver under administrative rule R 436.1133 relative to that licensed outlet.

Sole stockholder, Vinisia Bahoura, submitted a timely request for an appeal in this matter and represented the applicant at the February 7, 2013 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 does not find error with the application of the MLCC Code or Administrative Rules. Specifically, the applicant does not qualify for a waiver under administrative rule R 436.1133. For the reasons stated on the record, the previous order is

affirmed.

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 September 28, 2012, issued in this matter is AFFIRMED.

MICHIGAN LIQUOR CONTROL COMMISSION

Andrew J. Deloney, Chairman

Teri L. Quimby, Commissioner

Dennis Olshove, Commissioner

Prepared by:
Terri Chase, Commission Aide

Date Mailed: _____