



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

\* \* \* \* \*

In the matter of	)	
	)	
<b>GRBC HOLDINGS, LLC</b>	)	Request ID No. 655115
<b>D/B/A GRAND RAPIDS BREWING COMPANY)</b>	)	
1 – 7 SW Ionia	)	
Grand Rapids, Michigan 49503	)	
	)	
Kent County	)	
<hr/>		

At the March 31, 2015 hearing of the Michigan Liquor Control Commission (Commission) in Lansing, Michigan.

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

**SHOW CAUSE HEARING ORDER**

On March 22, 2012, GRBC Holdings, LLC (“licensee”), filed a request to transfer ownership of escrowed 2012 Resort Class C license issued under the provisions of MCL 436.1531(2) with Sunday Sales Permit (P.M.) and Dance-Entertainment Permit from One Ionia, Inc.; request to add space to licensed premises to include 7 SW Ionia as licensed premises and delete Suite 100 from the licensed address; request new Specially Designated Merchant license and new Brew Pub license to be held in conjunction; request new authorization to sell alcoholic liquor between 7 A.M. and Noon on Sundays; request new Catering Permit; request new Specific Purpose Permit for the premises to be occupied from 8 A.M. until Noon on Sundays for the service of Food; request new authorization for the outdoor sale, service and consumption of alcoholic liquor in an area measuring up to 5’ x 48’, to be located directly adjacent to licensed premises on the city sidewalk, which is to be well-defined and clearly marked; request new direct connection to unlicensed premises;

and request (4) new Additional Bars, for a total of 5 Bars. The request was approved by the Commission on September 19, 2012, in part, with verification at the end of 180 days that no less than 50% of the gross receipts of the business being derived from the sale of food and beverages for consumption on the premises not including the sale of alcoholic liquor, as required by administrative rule R 436.1123(1)(a).

The request to transfer ownership was completed and placed into active operation on November 30, 2012. The Commissions' Enforcement Division conducted an inspection of the licensee's records November 7, 2013, which revealed that the gross receipts from the sale of food and non-alcoholic liquor for consumption on the premises was \$827,692.78 or 40.53% during the period of November 30, 2012 through May 30, 2013, which is less than 50% required pursuant to administrative rule R 436.1123(1)(a).

At a meeting held on January 22, 2014, the Commission issued an Order to Show Cause under administrative rule R 436.1925(1), to determine if the Resort Class C license issued under the provisions of MCL 436.1531(2) should be revoked for failure to comply with the requirements of administrative rule R 436.1123(1)(a).

The Commission noticed and held the show cause hearing in this matter on March 4, 2014 at the Lansing office of the Commission. Representing the licensee was Attorney Michael Brown.

After hearing arguments, reviewing the MLCC file and documents submitted, and discussion of the issue on the record, the Commission tabled this matter to the October 7, 2014 appeal hearing agenda. Attorney Michael Brown appeared on behalf of the licensee.

After the October 7, 2014 hearing was held, the Commission took into consideration a pending request to transfer ownership of the license to Texas Roadhouse Holdings LLC (A Kentucky Limited Liability Company). (Request ID No. 762943) The matter was again tabled to the March 31, 2015 appeal hearing agenda and Attorney Michael Brown again represented the licensee.

After hearing arguments, reviewing the MLCC file and discussion of the issue on the record at all hearings held in this matter, the Commission finds that the basis of the show

cause hearing no longer exists because the subject Resort Class C license was transferred to Texas Roadhouse Holdings LLC (A Kentucky Limited Liability Company) on March 10, 2015.

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.

THEREFORE, IT IS ORDERED that the Show Cause Hearing in this matter is concluded.

MICHIGAN LIQUOR CONTROL COMMISSION



---

Andrew J. Deloney, Chairman



---

Dennis Olshove, Commissioner

Date Mailed:

tlc