



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

In the matter of)
)
DANIELA, INC.) Business ID No. 241969
D/B/A LAHSER 8 PARTY STORE)
20528 Lahser Rd)
Detroit, Michigan 48219-1238)
)
Wayne County)
_____)

At the April 19, 2018 hearing of the Michigan Liquor Control Commission in Southfield, Michigan.

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

PENALTY HEARING ORDER

Under MCL 436.1903(1), the Commission shall impose a suspension or revocation of the 2017 Specially Designated Merchant license with Sunday Sales Permits (A.M.) and Beer & Wine Tasting Permit held by Daniela, Inc., d/b/a Lahser 8 Party Store ("licensee") at the above-noted address, as the licensee was found liable for four (4) violations of MCL 436.1801(2) on different occasions within a 24-month period. Those violations occurred on June 30, 2016, April 20, 2017 and July 29, 2017.

The penalty hearing was held on April 19, 2018 at the Commission's Southfield office. Representing the licensee at the hearing was Attorney Victor Mansour and sole stockholder, Daved Dawood.

After reviewing the record of the three (3) violations within a consecutive 24-month period which necessitated the penalty hearing, hearing arguments from Attorney Mansour and Mr. Dawood, and review of the MLCC file, the Commission finds that revocation of the license is not currently necessary in this matter. However, the Commission further finds that a suspension of the license is required, and the licensee

has demonstrated reasons to order a suspension in this matter for the following reasons:

- The Commission finds that a conditional license was issued to the licensee on December 18, 2015 and the permanent license transfer occurred on March 30, 2016.
- The Commission finds that the three (3) sale to minor violations occurred within a period of less than thirteen (13) months.
- The Commission finds that the minor(s) who were sold alcoholic liquor that necessitated this hearing were 19 and 20 years of age. It appears that identification was requested in the June 30, 2016 incident, however the sale still occurred. In the incidents that occurred on April 20, 2017 and July 29, 2017 the clerks failed to request identification from the minor(s); and the selling clerk cited in the April 20, 2017 was the licensee himself, Daved Dawood.
- The Commission finds that the licensee failed to demonstrate policies and procedures were in place for the prevention of selling to minors, and failed to comply with the Michigan Liquor Control Code and Administrative Rules. The licensee is taking precautions to prevent future sales to minors, and stated he is in the process of implementing other tools.
- The Commission finds there was no failure to cooperate with law enforcement or with the Commission in any of these incidents.

Under MCL 436.1903(1), the Commission shall issue a penalty of suspension or revocation in this matter. The Commission finds that a twenty-one (21) day suspension is warranted for the reasons stated on the record, to be served beginning April 26, 2018 through May 16, 2018; with the license to be returned on May 17, 2018.

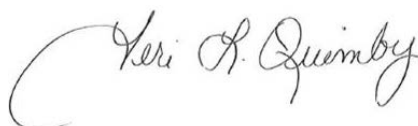
THEREFORE, IT IS ORDERED THAT:

A. The 2017 Specially Designated Merchant license with Sunday Sales Permits (A.M.) and Beer & Wine Tasting Permit held by Daniela, Inc. held by d/b/a Lahser 8 Party Store at the subject location is SUSPENDED for twenty-one (21)

consecutive days, to be served beginning April 26, 2018 through May 16, 2018; with the license to be returned on May 17, 2018.

B. The suspension is to run consecutively and not concurrently with any other suspension ordered by the Michigan Liquor Control Commission for this licensee.

MICHIGAN LIQUOR CONTROL COMMISSION



Teri L. Quimby, Commissioner



Dennis Olshove, Commissioner

Date Mailed: April 23, 2018

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