



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

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In the matter of the request of)
RIVER STREET STOCKYARD AND SPIRITS,)
LLC)
401 River)
Manistee)
Manistee County)
_____)

Request ID No. 624759

At the February 7, 2012 hearing of the Michigan Liquor Control Commission
(Commission) in Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman
Teri L. Quimby, Commissioner
Donald B. Weatherspoon, Commissioner

LICENSING APPEAL ORDER

On September 16, 2011, River Street Stockyard and Spirits, LLC (applicant) filed a request to transfer ownership of 2011 SDD and SDM licenses with Sunday Sales Permit (P.M.) from ISO Properties X, LLC, to be located at the above-noted location.

At a meeting held on December 14, 2011, the Commission denied this request under administrative rule R 436.1105(2)(g) after considering the past conviction record of applicant member, Lars W. Berentsen. The record indicates that he is currently on probation until December 15, 2012.

Applicant member Lars Berentsen submitted a timely request for an appeal in this matter and represented the applicant at the February 7, 2012 hearing, at the Commission's Lansing office.

After hearing arguments, reviewing the MLCC file, and discussion of the issue on

the record, the Commission finds that the applicant sufficiently demonstrated mitigating circumstances relative to the conviction record cited in the Commission's denial in this matter. The Commission also finds that the Order of the 85th District Court of Manistee dated January 31, 2012, Case No. 10-0951-SD-1, indicates that Lars Berentsen was discharged from probation effective January 31, 2012.

The Commission finds sufficient reasons to reverse its denial issued in this matter and to approve the applicant's request for the reasons stated on the record.

THEREFORE, IT IS ORDERED that:

A. The denial order of December 14, 2011 issued in this matter is reversed and the applicant's request is APPROVED, subject to the following:

1. A final inspection to be conducted by the Commission's Enforcement Division to determine that all furniture, fixtures, and equipment have been installed; to determine that adequate inventory has been installed to verify the true nature of the business; and to determine that the establishment meets all requirements of the Liquor Control Code and Administrative Rules.
2. Receipt by the Commission of documentary proof that River Street Stockyard & Spirits, LLC received a loan in the amount of \$62,750.00 from applicant members, Lars W. Berentsen and Deanne L. Berentsen.
3. Receipt by the Commission of form LC-52a.
4. The licensee must submit proof of financial responsibility providing security for liability as required under MCL 436.1803. Failure to maintain proof of financial responsibility providing security for liability will result in the immediate suspension of the subject licenses and permit until the licensee

provides the Commission with proof of financial responsibility as required under MCL 436.1803.

5. Under administrative rule R 436.1003, the licensee must comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. Approval of these licenses and permit by the Michigan Liquor Control Commission does not waive any of these requirements.
6. Failure to comply with all requirements of licensure in the State of Michigan will result in the licensee being charged with a violation of the Michigan Liquor Control Code, MLCC Administrative Rules, and Commission order, which may result in fines, suspension, and/or revocation of the licenses and permit.

MICHIGAN LIQUOR CONTROL COMMISSION

Andrew J. Deloney, Chairman

Teri L. Quimby, Commissioner

Donald B. Weatherspoon, Commissioner

By its action of February 7, 2012.

Prepared by:
Terri Chase, Commission Aide



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

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In the matter of the request of)	
ST INVESTMENTS INC.)	
D/B/A LOG CABIN BAR)	Business ID No. 173957
181 Main)	Complaint No. 1-147683
Freeland, MI Tittabawassee Township)	
Saginaw County)	
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At the February 7, 2012 hearing of the Michigan Liquor Control Commission
(Commission) in Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman
Teri L. Quimby, Commissioner
Donald B. Weatherspoon, Commissioner

VIOLATION APPEAL ORDER

On December 16, 2011, Mark Steinke, stockholder on behalf of ST Investments, Inc., (licensee) submitted a timely request for an appeal of the November 16, 2011 Order of Commissioner Colleen A. Pobur issued as a result of a violation.

In the November 16, 2011 Order, Commissioner Pobur concluded that the licensee violated MCL 436.1801(2) on June 21, 2011 as cited in the Complaint and ordered a fine of \$1000.00. In addition to the fine assessed, Commissioner Pobur ordered a three (3) day suspension as an added penalty since the minor decoy was 16 years of age. The licensee has appealed only the suspension.

The appeal hearing was held on February 7, 2012, at the Commission's Lansing

office, and Mark Steinke appeared on behalf of the licensee.

After hearing arguments on behalf of the licensee, reviewing the MLCC file, and discussion of the issue on the record, the Commission finds that the \$1000.00 fine ordered in this matter was paid on December 15, 2011. The Commission further finds that based on statements made at the hearing by the licensee, the Order of Commissioner Pobur dated November 16, 2011 issued in this matter should be modified by reducing the three (3) consecutive day suspension period to a one (1) day suspension, which will be served on February 14, 2012.

THEREFORE, IT IS ORDERED that:

A. The Order of Commissioner Colleen A. Pobur dated November 16, 2011 issued in this matter is MODIFIED as follows:

1. The fine in the amount of \$1000.00 is affirmed.
2. The Class C and SDM licenses with Sunday Sales Permit (P.M.), Official Permit (Food), Outdoor Service Permit and Additional Bar Permit are suspended for one (1) day to be served on February 14, 2012.

B. All other provisions stipulated in the Order of Commissioner Colleen A. Pobur dated November 16, 2011 remain in effect.

MICHIGAN LIQUOR CONTROL COMMISSION

Andrew J. Deloney, Chairman

Teri L. Quimby, Commissioner

Donald B. Weatherspoon, Commissioner

By its action of February 7, 2012.

Prepared by:
Terri Chase, Commission Aide