



STATE OF MICHIGAN

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LIQUOR CONTROL COMMISSION

IN RE: 107 SOUTH COCHRAN, L.L.C.
D/B/A MIKE'S SPORTS PAGE
107 S COCHRAN AVE
CHARLOTTE, MI 48813
EATON COUNTY

COMPLAINT NO. CV-508904
BUSINESS ID NO. 212899

CLASSC SDM SS (PM)
DANC-ENT

CHARGES – THE LICENSEE OR THE LICENSEE'S AGENT, CLERK OR EMPLOYEE:

- (1) On December 17, 2020, 107 South Cochran, L.L.C., and/or employees of the licensee engaged in an illegal occupation or illegal act upon the licensed premises, contrary to Rule 436.1011(1), specifically: allowing indoor gatherings at a food service establishment, contrary to sections 2(a)(2) and 3(b)(1) of the Michigan Department of Health and Human Services Gatherings and Face Mask Order dated December 7, 2020.
- (2) On December 17, 2020, 107 South Cochran, L.L.C., and/or employees of the licensee engaged in an illegal occupation or illegal act upon the licensed premises, contrary to Rule 436.1011(1), specifically: allowing persons to participate in indoor gatherings at the licensed premises without requiring them to wear face masks, contrary to section 7(c) of the Michigan Department of Health and Human Services Gatherings and Face Mask Order dated December 7, 2020.

ACKNOWLEDGEMENT AND FINDINGS OF FACT

The Administrative Law Judge finds as fact that under Rule 436.1907, Michael R. Rodocker, Managing Member and Owner, on behalf of the above-noted Licensed Limited Liability Company, voluntarily acknowledged the charges as stated in the complaint and waived their right to a hearing to contest the cited allegations in this matter and consented to any penalty that may be deemed appropriate, based upon his signature on the Michigan Liquor Control Commission's Waiver and Acknowledgement form.

The Administrative Law Judge accepts the Violation Report and its attachments as substantive evidence. Further, the Administrative Law Judge accepts a true copy of this Licensee's record since being licensed by the Commission at the above-noted location under the current ownership.

The Administrative Law Judge finds, based on the Administrative Documents, that on December 17, 2020 the Licensee allowed indoor dining/gatherings without facemasks contrary to Rule 436.1011(1), contrary to the Michigan Department of Health and Human Services Gatherings and Face Mask Order dated December 7, 2020. Based upon the video taken by the investigator that was included in the file, there were patrons consuming food and/or drinking alcohol at the bar, indoors, without wearing a mask; the server was wearing a mask.

CONCLUSIONS OF LAW

Based upon the aforementioned Acknowledgement and Findings of Fact, the Administrative Law Judge concludes that the Licensee in Complaint No. CV-508904 did violate Rule 436.1011(1), contrary to the Michigan Department of Health and Human Services Gatherings and Face Mask Order dated December 7, 2020, as cited.

ORDER

The summary suspension is hereby dissolved.

In determining penalty, the Administrative Law Judge considered the Licensee's total record, which shows two prior violations (2009 sale to minor and 2010 allowing fighting and removal of alcohol) since being licensed on September 29, 2008, at the above-noted location under the current ownership.

The Administrative Law Judge Orders a fine of \$300 for each admitted charge for a total fine of \$600 and a fifteen (15) day suspension of the license from the date of the entry of the acknowledgement: until 7:00 a.m. on Friday, January 8, 2021. Further, the Administrative Law Judge Orders a suspension of thirty (30) continuous days, with this suspension to run consecutively and not concurrently with any other suspension Ordered by the Commission if the fine is not paid within forty-five (45) days from the mailing date of this Order.

Further, the Administrative Law Judge Orders that this Acknowledgement is a full and final disposition of this matter, that the plea in this complaint has been entered voluntarily, and that there are no promises, stipulations, understandings, or agreements other than those stated as part of the official record herein.

This sanction is premised on the Licensee's closure to indoor dining and compliance with the December 7, 2010 Emergency Order and all other Orders. The Licensee is warned that the Commission will be investigating for compliance and further fines, suspensions, or a revocation of the Licensee's liquor license could result if the Licensee resumes or continues operation in violation of the law or violates the Order of the Commission.

MICHIGAN LIQUOR CONTROL COMMISSION



Michael J. St. John, Administrative Law Judge

Date Signed: January 4, 2021

Date Mailed: January 4, 2021