



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

MARLON BROWN
ACTING DIRECTOR

January 2, 2024

Michigan House of Representatives
Capitol Building
Lansing, MI 48909

Michigan State Senate
Capitol Building
Lansing, MI 48909

Dear Members of the House of Representatives and Senate:

Section 531(3) of the Michigan Liquor Control Code, MCL 436.1531(3), requires:

Before January 16 of each year the commission shall transmit to the legislature a report giving details as to all of the following:

- (a) The number of applications received under this subsection.*
- (b) The number of licenses granted and to whom.*
- (c) The number of applications rejected and the reasons they were rejected.*
- (d) The number of the licenses revoked, suspended, or other disciplinary action taken and against whom and the grounds for revocation, suspension, or disciplinary action.*

The following information for 2023 is submitted in accordance with MCL 436.1531(3):

- (a) The number of applications received under subsection (3): **Two (2) applications for licenses under subsection (3) were received in 2023.**
- (b) The number of licenses granted under subsection (3) and to whom: **Three (3) licenses under subsection (3) were approved in 2023:**
 - 1. Phoenix Theatres–Monroe, LLC, Frenchtown Twp., Monroe Co.**
 - 2. Board of Trustees of Ferris State University, Big Rapids, Mecosta Co**
 - 3. PHR Cherry Opco Sub, LLC, East Bay Twp., Grand Traverse Co.**
- (c) The number of applications under subsection (3) rejected and the reasons they were rejected: **One (1) application was denied in 2023:**
 - 1. Emily Aleman-McAlpine, South Haven Twp., Van Buren Co.**
The application submitted in 2015 was missing multiple documents required under the statute and rules. The applicant never responded to multiple correspondences from the Commission requesting these documents. The application was denied under the provisions of MCL 436.1515(4) and R 436.1103(2).
- (d) The number of the licenses issued under subsection (3) revoked, suspended, or other disciplinary action taken and against whom and the grounds for revocation, suspension, or disciplinary action: **Twenty-four (24) licensees holding a license issued under subsection (3) had disciplinary action taken against them in 2023. The details of the disciplinary actions taken follow on the enclosed pages.**

If you have any questions about this report, please do not hesitate to contact the Commission at 517-284-6310.

Sincerely,

Kristin Beltzer, Chair
Michigan Liquor Control Commission

1. ADMZ, LLC, LAPEER CITY, LAPEER COUNTY

Charge: Failed, refused, or neglected to obey a written order of the Commission dated November 22, 2022, by failing to provide proof of successful completion of an alcohol server training program approved by the Commission, within 180 days of the issuance of the license.

Action: Therefore, the Commissioner Orders a fine of \$200.00 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of ten (10) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

2. BEVERAGE TOWER MARINE, LLC, DOUGLAS CITY, ALLEGAN COUNTY

Charge: Failed, refused, or neglected to obey a written order of the Commission dated June 28, 2022 (and reaffirmed July 17, 2022), by failing to provide proof of successful completion of an alcohol server training program approved by the Commission within 180 days of the issuance of the license.

Action: Therefore, the Commissioner Orders a fine of \$100.00 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of five (5) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

3. CHEBOYGAN BIG BOY, CHEBOYGAN CITY, CHEBOYGAN COUNTY

Charge: 1) Sold or furnished alcoholic beverages without fully complying with the provisions of the Michigan Liquor Control Code by failing to renew their liquor license; 2) Failed to renew its license and/or permits by April 30, 2023.

Action: Further, as a penalty, the Commissioner Orders a fine of \$200 per charge for a total fine of \$400 in this matter. In addition, the Commissioner Orders that a suspension of twenty (20) continuous days shall be imposed, with this suspension to run consecutively and not concurrently with any other suspension Ordered by the Commission, if the total fine is not paid within forty-five (45) days from the mailing date of this Order.

4. CHOMP BURGER LLC, ADRIAN CITY, LENAWEE COUNTY

Charge (1st Violation): Made a payment to the Commission or the State of Michigan that was subsequently dishonored by a financial institution for lack of sufficient funds.

Charge (2nd Violation): Made a payment to the Commission or the State of Michigan that was subsequently dishonored by a financial institution for lack of sufficient funds.

Combined Action: Further, as a penalty, the Commissioner Orders a fine of \$75 per charge for a total of \$150 in this matter. In addition, the Commissioner Orders that a suspension of seven (7) continuous days shall be imposed, with this suspension to run consecutively and not concurrently with any other suspension Ordered by the Commission, if the total fine is not paid within forty-five (45) days from the mailing date of this Order.

5. GOJCAJ FOODS, INC., WEST BRANCH CITY, OGEMAW COUNTY

Charge: Made a payment to the Commission or the State of Michigan that was subsequently dishonored by a financial institution for lack of sufficient funds.

Action: Therefore, the Commissioner Orders a penalty fine of \$200 for the charge in this matter. The Commissioner further Orders that the Licensee serve a suspension of ten (10) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

6. K & M GRILL, LLC, ESCANABA CITY, DELTA COUNTY

Charge: Sold, offered to sell, or advertised two or more identical alcoholic drinks to a person at one time where the price charged for any additional drink was less than the price charged for the first drink.

Action: Therefore, the Commissioner Orders a penalty fine of \$200 for the charge in this matter. The Commissioner further Orders that the Licensee serve a suspension of ten (10) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

8. LAKE CADILLAC RESORT, LLC, CADILLAC CITY, WEXFORD COUNTY

Charge: Made a payment to the Commission or the State of Michigan that was subsequently dishonored by a financial institution for lack of sufficient funds.

Action: Therefore, the Commissioner Orders a penalty fine of \$150 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of seven (7) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

9. LAKESIDE LODGING, LLC, LAKE TOWNSHIP, ROSCOMMON COUNTY

Charge: Failed, refused, or neglected to obey a written order of the Commission dated August 11, 2022 (and restated June 1, 2023), by failing to provide proof of successful completion of an alcohol server training program approved by the Commission within 180 days of the issuance of the license.

Action: As agreed upon by the parties, the Commissioner Orders a fine of \$200. Further, the Commissioner Orders that a suspension of ten (10) 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.

10. MC CALLISTER, PENROD AND STONEMAN, LLC, GRAND RAPIDS CITY, KENT COUNTY

Charge: 1) Sold, offered to sell, or advertised two or more identical alcoholic drinks to a person at one time where the price charged for any additional drink was less than the price charged for the first drink; 2) Gave away alcoholic liquor; 3) Allowed a limited liability corporation Virtual Dining Operations, LLC d/b/a Mr. Beast Burger, whose name does not appear on the license, to derive use or benefit from the license.

Action: Further, as a penalty, the Commissioner Orders a total fine of \$300 per charge for a total fine of \$900 in this matter. In addition, the Commissioner Orders that a suspension of fifteen (15) continuous days shall be imposed, with this suspension to run consecutively and not concurrently with any other suspension Ordered by the Commission, if the total fine is not paid within forty-five (45) days from the mailing date of this Order. The Commissioner Orders the Licensee's licenses and permits issued at the above noted location to be suspended within one hundred twenty (120) days from the mailing date of the Order, unless the Licensee either: (a) applies for, is approved by the Commission for, and is issued a Participation Permit under R 436.1041, naming Virtual Dining Operations, LLC as a non-licensed participant; or (b) provides documentary proof acceptable to the Commission that Virtual Dining Operations, LLC is no longer deriving use and benefit from the Licensee's license. If effectuated this suspension will remain in effect until the Licensee complies with the provisions noted above or the licenses and permits terminate.

11. ML COMPANY, LLC, ELM RIVER TOWNSHIP, HOUGHTON COUNTY

Charge: Failed, refused, or neglected to obey a written order of the Commission dated January 10, 2023 (and restated May 9, 2023), by failing to provide proof of successful completion of an alcohol server training program approved by the Commission within 180 days of the issuance of the license.

Action: Therefore, the Commissioner Orders a fine of \$100.00 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of five (5) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

12. MRB DEPOT, LLC, GRANT CITY, NEWAYGO COUNTY

Charge: Failed, refused, or neglected to obey a written order of the Commission dated October 27, 2022, by failing to provide proof of successful completion of an alcohol server training program approved by the within 180 days of the issuance of the license.

Action: Further, as a penalty, the Commissioner Orders a fine of \$300 for the single charge in this matter. In addition, the Commissioner Orders that a suspension of fifteen (15) continuous days shall be imposed, with this suspension to run consecutively and not concurrently with any other suspension Ordered by the Commission, if the total fine is not paid within forty-five (45) days from the mailing date of this Order. As additional penalty, this Commissioner Orders the license issued to this Licensee at the above-noted address be suspended unless the Licensee of the subject establishment provides a Server Training Certificate to the MLCC within thirty (30) days from the mailing date of this Order. If effectuated, this suspension shall remain in effect until the Licensee

either provides requested records, transfers ownership to an MLCC approved entity or until the subject license terminates.

13. MULBERRY HILL COUNTRY CLUB INC., ADDISON TOWNSHIP, OAKLAND COUNTY

Charge: Sold or furnished alcoholic liquor to minor Decoy X-410, date of birth November 30, 2003, (19) who was less than twenty-one (21) years old.

Action: Therefore, the Commissioner Orders a penalty fine of \$400 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of twenty (20) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

14. P.S.M. INVESTMENTS, L.L.C., PORT SANILAC VILLAGE, SANILAC COUNTY

Charge (1st Violation): Made a payment to the Commission or the State of Michigan that was subsequently dishonored by a financial institution for lack of sufficient funds.

Charge (2nd Violation): Made a payment to the Commission or the State of Michigan that was subsequently dishonored by a financial institution for lack of sufficient funds.

Combined Action: Therefore, the Commissioner Orders a penalty fine of \$50 for each charge cited above, for a total fine of \$100 in this matter. Further, the Commissioner Orders that the license and permits issued by the MLCC to this Licensee at the above-noted location be suspended if the above dishonored funds, service charges, and total fine, are not paid within forty-five (45) days from the mailing of this Order. This suspension shall remain in effect until the Licensee is in compliance with this Order or the license and permits are terminated.

15. PORCUPINE PINE MOUNTAIN SKI SHOP A.D., INC., CARP LAKE TOWNSHIP, ONTONAGON COUNTY

Charge: Failed, refused, or neglected to obey a written order of the Commission dated June 23, 2022 (and reaffirmed December 20, 2022), by failing to provide proof of successful completion of an alcohol server training program approved by the Commission within 180 days of the issuance of the license.

Action: Therefore, the Commissioner Orders a fine of \$100.00 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of five (5) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

16. RACHEE LODGING, INC., ALPENA CITY, ALPENA COUNTY

Charge: 1) Sold or furnished alcoholic liquor to Jacob McBride, who was in an intoxicated or visibly intoxicated condition; 2) Allowed Jacob McBride, who was in an intoxicated condition, to consume alcoholic liquor upon the licensed premises; 3) Allowed Jacob McBride, who was in an intoxicated condition, to frequent or loiter upon the licensed premises; 4) Sold or furnished alcoholic liquor to

Steven Vassallo, who was in an intoxicated or visibly intoxicated condition; 5) Allowed Steven Vassallo, who was in an intoxicated condition, to consume alcoholic liquor upon the licensed premises; 6) Allowed Steven Vassallo, who was in an intoxicated condition, to frequent or loiter upon the licensed premises; 7) Sold or furnished alcoholic liquor to Katherine Chism, who was in an intoxicated or visibly intoxicated condition; 8) Allowed Katherine Chism, who was in an intoxicated condition, to consume alcoholic liquor upon the licensed premises; 9) Allowed Katherine Chism, who was in an intoxicated condition, to frequent or loiter upon the licensed premises; 10) Allowed the annoying and/or molesting of a customer, Jacob McBride and/or Steven Vassallo, by an employee, Kenton Hunter; 11) Allowed fights or brawls on the licensed premises.

Action: As a penalty, the Licensee is hereby Ordered to pay a fine of \$500 each for acknowledged Charge Nos. 1, 4, and 7 and \$150 each for acknowledged Charge Nos. 2, 3, 5, 6, 8, 9, and 11, cited above, for a total fine of \$2,550 in this matter. The Commissioner further Orders a suspension of one hundred and twenty-seven (127) continuous days if the total fine of \$2,550 is not paid within forty-five (45) days from the mailing date of this Order. This suspension, if served, shall run consecutively and not concurrently with any other suspension ordered by the Commission for this Licensee. The Commissioner furthermore Orders that Charge No. 10 be DISMISSED with prejudice.

17. RIPPLING RAPIDS GOLF COURSE, INC., GRANT TOWNSHIP, CHEBOYGAN COUNTY

Charge: Dishonored Payment: No Account/Account Closed.

Action: Therefore, the Commissioner Orders a penalty fine of \$50 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of three (3) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

18. RYCACO INC., SOUTHFIELD CITY, OAKLAND COUNTY

Charge: 1) Sold or furnished alcoholic liquor to minor Decoy X-406, date of birth March 22, 2003, (19) who was less than twenty-one (21) years old; 2) Sold or furnished alcoholic liquor to minor Decoy X-409, date of birth October 7, 2002, (20) who was less than twenty-one (21) years old.

Action: As a penalty, the Licensee is hereby Ordered to pay a fine of \$500 for acknowledged Charge No. 1, cited above in this matter. The Commissioner further Orders a suspension of twenty-five (25) continuous days if the total fine of \$500 is not paid within forty-five (45) days from the mailing date of this Order. This suspension, if served, shall run consecutively and not concurrently with any other suspension ordered by the Commission for this Licensee. The Commissioner furthermore Orders that Charge No. 2 be DISMISSED with prejudice.

19. SCUTTLEBUTT SBR LLC, SUTTONS BAY VILLAGE, LEELANAU COUNTY

Charge: Failed, refused, or neglected to obey a written order of the Commission dated July 27, 2023, by failing to provide proof of successful completion of an alcohol server training program approved by the Commission within 180 days of the issuance of the license.

Action: Therefore, the Commissioner Orders a fine of \$100.00 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of five (5) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

20. THE OUTPOST BBI, LLC, BOIS BLANC TOWNSHIP, MACKINAC COUNTY

Charge: Failed, refused, or neglected to obey a written order of the Commission dated February 7, 2023 (and restated July 27, 2023), by failing to provide proof of successful completion of an alcohol server training program approved by the Commission within 180 days of the issuance of the license.

Action: Therefore, the Commissioner Orders a fine of \$200.00 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of ten (10) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

21. TIAN LI RESTAURANT INC, GRAND RAPIDS CITY, KENT COUNTY

Charge: Failed, refused, or neglected to obey a written order of the Commission dated May 17, 2022, by failing to provide proof of successful completion of an alcohol server training program approved by the Commission within 180 days of the issuance of the license.

Action: Therefore, the Commissioner Orders a fine of \$200.00 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of ten (10) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

22. TIMBERS PRIME LLC, LUDINGTON CITY, MASON COUNTY

Charge: Failed, refused, or neglected to obey a written order of the Commission dated November 17, 2022 (and restated April 13, 2023), by failing to provide proof of successful completion of an alcohol server training program approved by the Commission within 180 days of the issuance of the license.

Action: Therefore, the Commissioner Orders a fine of \$200.00 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of ten (10) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.

23. WABISABI300 LLC, FRANKFORT CITY, BENZIE COUNTY

Charge (1st Violation): 1) Sold, offered or kept for sale, furnished or possessed alcoholic liquor, namely Amaretto made on the premises, which was not authorized by the license issued to the licensee by the Commission; 2) Sold, furnished, or allowed consumption of alcoholic liquor or possessed alcoholic liquor on the licensed premises not purchased from an authorized source, namely Amaretto made on the premises.

Action (1st Violation): Therefore, the Commissioner Orders a penalty fine of \$150 for each charge, for a total fine of \$300, in this matter. The Commissioner further Orders a suspension of fifteen (15) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the total fine of \$300 is not paid within forty-five (45) days from the mailing date of this Order.

Charge (2nd Violation): Allowed the sale, possession, or use of a controlled substance on the licensed premises, specifically: Fentanyl.

Action (2nd Violation): As a penalty, the Licensee is hereby Ordered to pay a fine of \$200 for acknowledged Charge No. 1, cited above in this matter. (7) The Commissioner further Orders a suspension of ten (10) continuous days if the total fine of \$200 is not paid within forty-five (45) days from the mailing date of this Order.

24. WJ TRIPP INCORPORATED, IMLAY CITY, LAPEER COUNTY

Charge (1st Violation): Failed, refused, or neglected to obey a written order of the Commission dated April 3, 2020, by failing to provide proof of successful completion of an alcohol server training program approved by the Commission within 180 days of the issuance of the license.

Action (1st Violation): As a penalty, the Administrative Law Judge Orders a fine of \$300 in this matter. Further, the Administrative Law Judge Orders that a suspension of fifteen (15) continuous days shall be imposed if the fine is not paid, 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, if the Licensee fails to provide the required documentation of server training the Licensee's license shall be suspended and remain suspended until that documentation is provided.

Charge (2nd Violation): Made a payment to the Commission or the State of Michigan that was subsequently dishonored by a financial institution for lack of sufficient funds.

Action (2nd Violation): Therefore, the Commissioner Orders a penalty fine of \$50 for the charge in this matter. The Commissioner further Orders the Licensee to serve a suspension of three (3) continuous days, to run consecutively and not concurrently with any other suspension Ordered by the MLCC, if the fine is not paid within forty-five (45) days from the mailing date of this Order.