



MEMORANDUM

TO: Robert Klein, Chair, and
Members of the Board

DATE: April 6, 2017

FROM: Erika McConnell
Director, ABC Board

RE: Spenard Paradise Inn &
Lounge #1139

This is an application for renewal of a beverage dispensary tourism license.

History of issues with this licensee:

- 2000—NOV issued: an intoxicated person on the licensed premises injured another patron; the licensee did not call the police, cleaned the crime scene before the police arrived, and allowed the suspect to leave while the victim was prevented from calling the police.
- 2000—NOV issued: patrons on the premises after legal closing hours
- 2000—NOV issued: allowing a drunken person to remain within the licensed premises
- 2000—NOV issued: service beyond legal closing hours
- 2001—the licensee was found guilty of serving alcohol to an intoxicated person, fined \$200, and given a suspended sentence of 6 months
- 2002—the ABC Board closed the licensed premises for 45 days for violation of prohibited conduct related to drunken persons
- 2006—NOV issued: furnishing alcohol to a person under the age of 21
- 2013—NOV issued: leasing restaurant space to a non-licensee, who then served alcohol
- 2014—NOV issued: leasing restaurant space to a non-licensee
- 2016—NOV issued: leasing restaurant space to a non-licensee
- 2016—NOV issued: licensee failed to respond to previous NOV

In 2014, Mr. Song was indicted on several drug charges. In 2016 he pled guilty and was convicted of a Class A felony for drug conspiracy. He will be sentenced next month.

3 AAC 304.180 requires the board to consider applicants' histories of commission of an act that constitutes a crime involving moral turpitude, and of a felony in the United States during the previous 10 years.

Recommendation: Consider whether denial is in the public interest, given 3 AAC 304.180.

Alcoholic Beverage Control Board
 550 W. 7th Avenue Suite # 540
 Anchorage, AK 99501
 Telephone (907) 269-0350

ADMINISTRATIVE
 ENFORCEMENT
 LICENSE
 READING
 SUBJECT

Date: March 29, 2000
 Number: 00-0030
 Page 1 Of 1

Notice of Violation

(15AAC 104.525)

Licensee Hyun Ju Song & Kyong Song	License Number 99/20-1139	Type of License Beverage Dispensary (T)
D.B.A. Spenard Paradise Inn & Lounge	How Delivered <input checked="" type="checkbox"/> Certified Mail. P 470 830 205 <input type="checkbox"/> In Person	Law Enforcement Agency Anchorage Police Dept.
Street or P.O. Box P.O. Box 91928	City, State Anchorage, AK	Zip 99509-1928

This is a notice to you as licensee, that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: The ABC Board has received a report from the Anchorage Police Department, # 00-10364, which states that on February 26, 2000 at approximately 2:55 a.m. officers responded to a report of an assault which occurred in the licensed premises. A patron had been cut with a broken glass by an intoxicated individual and the police were not called by the licensee. The crime scene was cleaned before the police arrived and the suspect was allowed to leave while the victim was prevented from calling the police. Evidence was destroyed and the investigation obstructed. This is a violation of law.

Your attention is directed to **AS 04.21.030. Responsibility of licensees, agents, and employees.** The licensee has a duty to exercise that degree of care that a reasonable person would observe to ensure that a business under the person's control is lawfully conducted. This duty of the licensee includes, but is not limited

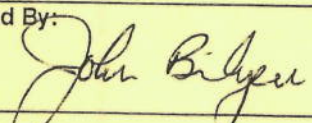
(1) to ensuring the compliance by agents or employees with this title and regulations adopted under this title, including acting with reasonable diligence to determine that agents or employees are advised of the provisions of this title and the regulations adopted under this title, either by securing the agent's or employee's written acknowledgement of posted instructions or otherwise; and

(2) to ensuring the compliance of the premises with public health, fire, and safety codes and ordinances of the state or municipality having jurisdiction.

You are directed to respond to this notice of violation within 10 days of receipt and explain how you will insure that there will be no repetition of this violation.

A Response is Required

15 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: APD Sgt. Vance Officers Rein, Henegar, Schmidt
Filed By:  John Bilyeu	Title Investigator

Anchorage Police Department
Service Since 1921
Memorandum

Date: August 1, 2001
To: Dick Trainl, Chair
Anchorage Assembly
Thru: Walt Monegan
Chief of Police
Thru: LeJane Ferguson
Municipal Clerk
From: Daniel K. Cole
Lieutenant, "B" Shift Commander
Subject: Compliance Check - Paradise Inn

At the request of the office of the Municipal Clerk, I took a copy of the Assembly imposed conditions on the license and checked the premises for compliance with those conditions. My inspection took place at 10:00 AM. The liquor establishment was not open for business at the time and I was not able to check for compliance in the bar area.


My inspection did not result in findings regarding compliance or non-compliance with condition **A** or conditions **E through M**.

Condition B: requires the installation and monitoring of the entrances/exits to the bar. The camera on the northwest side of the building was not pointed toward the doorway in such a manner as to be able to monitor the entrance/exit but was, instead, pointed toward 30th Ave.

Condition C: requires that two specifically worded signs be conspicuously displayed in designated areas. No such signs were found where required on the interior of the establishment. Instead, signs meeting their description were found lying on the front desk of the hotel portion of the establishment, partially covered by papers.

Condition D: requires that other specifically worded signs be conspicuously displayed. No such signs were visible on the interior of the establishment. One set of signs was displayed on the front (Spenard Rd.) side of the building outside of the entry door.

Please feel free to contact me if you have any questions.


Daniel K. Cole, #641
Police Lieutenant
Office: 786-8752
Page: 782-0746

Alcoholic Beverage Control Board
 550 W. 7th Avenue Suite # 540
 Anchorage, AK 99501
 Telephone (907) 269-0350

THE COPY
 ADMINISTRATIVE
 ENFORCEMENT
 LICENSE
 READING
 SUBJECT

Date: April 19, 2000
 Number: 00-0039
 Page 1 Of 1

Notice of Violation

(15AAC 104.525)

Licensee Hyun Ju Song & Kyong Song	License Number 99/20-1139	Type of License Beverage Dispensary (T)
D.B.A. Spenard Paradise Inn & Lounge	How Delivered <input checked="" type="checkbox"/> Certified Mail. P 470 830 211 <input type="checkbox"/> In Person	Law Enforcement Agency Anchorage Police Dept.
Street or P.O. Box P.O. Box 91928	City, State Anchorage, AK	Zip 99509-1928

This is a notice to you as licensee, that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: The ABC Board has received a report from the Anchorage Police Department, # 00-17399, which states that on April 7, 2000 Anchorage Police Officer Derek Hsieh entered your licensed premises at approximately 2:36 am and observed several patrons still in the premises, some playing board games. This is a violation of law.

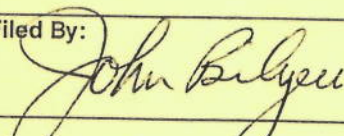
Your attention is directed to **AS 04.16.010. Hours of sale and presence on licensed premises (standard closing hours)**. (a) A person may not sell, offer for sale, give, furnish, deliver, or consume an alcoholic beverage on premises licensed under this title between the hours of 5:00 a.m. and 8:00 a.m. each day.

(d) A municipality may provide for additional hours of closure under AS 04.21.010.

You are directed to respond to this notice of violation within 10 days of receipt and explain how you will insure that there will be no repetition of this violation.

A Response is Required

15 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: APD Officer Hsieh APD Officer Johnstone
Filed By:  John Bilyeu	Title Investigator

Alcoholic Beverage Control Board
 550 W. 7th Avenue Suite # 540
 Anchorage, AK 99501
 Telephone (907) 269-0350

FILE COPY
 ADMINISTRATIVE
 ENFORCEMENT
 LICENSE
 READING
 SUBJECT

Date: April 19, 2000
 Number: 00-0040
 Page 1 Of 1

Notice of Violation

(15AAC 104.525)

Licensee Hyun Ju Song & Kyong Song	License Number 99/20-1139	Type of License Beverage Dispensary (T)
D.B.A. Spenard Paradise Inn & Lounge	How Delivered [x] Certified Mail. P 470 830 211 [] In Person	Law Enforcement Agency Anchorage Police Dept.
Street or P.O. Box P.O. Box 91928	City, State Anchorage, AK	Zip 99509-1928

This is a notice to you as licensee, that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: The ABC Board has received a report from the Anchorage Police Department, # 00-17399, which states that on April 7, 2000 at approximately 2:35 am Anchorage Police Officer Derek Hsieh observed two men drag a male out the front door of your licensed premises. Investigation revealed the male to be a drunken Native male who was put into a waiting cab. The male was incapable of walking without assistance and was comatose, having the strong odor of alcoholic beverages on his body. This is a violation of law.

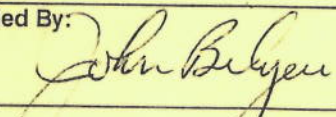
Your attention is directed to **AS 04.16.030. Prohibited conduct relating to drunken persons.**

- (a) A licensee, an agent, or employee may not with criminal negligence
- (1) sell, give, or barter alcoholic beverages to a drunken person;
 - (2) allow another person to sell, give, or barter an alcoholic beverage to a drunken person within licensed premises;
 - (3) allow a drunken person to enter and remain within licensed premises or to consume an alcoholic beverage within licensed premises;

You are directed to respond to this notice of violation within 10 days of receipt and explain how you will insure that there will be no repetition of this violation.

A Response is Required

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Receipt:	Violation Observed By: APD Officer Hsieh
Filed By:  John Bilyeu	Title Investigator

Alcoholic Beverage Control Board
 550 W. 7th Avenue Suite # 540
 Anchorage, AK 99501
 Telephone (907) 269-0350

FILE COPY
 ADMINISTRATIVE
 ENFORCEMENT
 LICENSE
 READING
 SUBJECT

Date: March 29, 2000
 Number: 00-0031
 Page 1 Of 1

Notice of Violation

(15AAC 104.525)

Licensee Hyun Ju Song & Kyong Song	License Number 99/20-1139	Type of License Beverage Dispensary (T)
D.B.A. Spenard Paradise Inn & Lounge	How Delivered <input checked="" type="checkbox"/> Certified Mail. P 470 830 205 <input type="checkbox"/> In Person	Law Enforcement Agency Anchorage Police Dept.
Street or P.O. Box P.O. Box 91928	City, State Anchorage, AK	Zip 99509-1928

This is a notice to you as licensee, that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will received an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: The ABC Board has received a report from the Anchorage Police Department, # 00-10364, which states that on February 26, 2000 at approximately 2:55 a.m. officers responded to a report of an assault which occurred in the licensed premises. Arriving officers stated that the patrons still had their drinks in front of them when they entered at 2:59 a.m. and the licensee told police he cleaned the crime scene because he still had patrons in the bar to serve. Service went beyond legal closing hours and the intent to stay open was evident in the actions of the licensee. This is a violation of law.

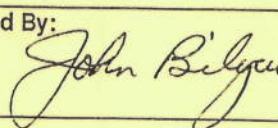
Your attention is directed to **AS 04.16.010. Hours of sale and presence on licensed premises (standard closing hours)**. (a) A person may not sell, offer for sale, give, furnish, deliver, or consume an alcoholic beverage on premises licensed under this title between the hours of 5:00 a.m. and 8:00 a.m. each day.

(d) A municipality may provide for additional hours of closure under AS 04.21.010.

You are directed to respond to this notice of violation within 10 days of receipt and explain how you will insure that there will be no repetition of this violation.

A Response is Required

15 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: APD Sgt. Vance Officers Rein, Henegar, Schmidt
Filed By:  John Bilyeu	Title Investigator

IN THE DISTRICT COURT FOR THE STATE OF ALASKA AT ANCHORAGE

Screen for VR

JUDGMENT

State of Alaska vs.

Municipality of Anchorage

Defendant: Kyong Song

Count _____

DOB 10/16/60 Address: 3001 Spennard Rd

CASE NO. 3AN-01-7835

99503

Defendant is:

GUILTY of Serving Alcohol to Intoxicate
Statute/Ordinance: 4.16.040

PLEA: Not Guilty Guilty No Contest
RULE 11(e) PLEA: Yes No Partial
TRIAL: Court Jury
DV Offense per AS 18.66.990(3)&(5): Yes N
Sex Offender Registration Per AS 12.63.010 Required: Yes N

NOT GUILTY. It is ordered that defendant is acquitted and discharged.

SUSPENDED IMPOSITION OF SENTENCE. Imposition of sentence is suspended and defendant is placed on probation for 6 MONTHS, subject to the conditions listed in the Direct Court Orders section and the Probation section below.

SENTENCE IS IMPOSED AS FOLLOWS:

DIRECT COURT ORDERS

1. FINE: \$ 200 with \$ _____ suspended. Due 1/31/02 Bail to Fine \$ _____
 Fees paid to court-ordered programs will be credited to fine if defendant presents proof of payment to clerk by above due date.
2. SURCHARGE due within 10 days: \$50 (Misd) \$10 (Infraction) None (Fine Under \$30)
3. JAIL _____ days with _____ days suspended. Report at 7:45 a.m. on _____ to the Cordova Center, 130 Cordova Street, Anchorage.
4. Defendant is ordered to complete the treatment recommended by the Anchorage Alcohol Safety Action Program (AASAP) and pay costs. Report to AASAP within 5 days. This may include residential treatment up to _____ days plus required aftercare in addition to any jail time ordered above. See "Instructions for Defendant After Sentencing."
5. Defendant is ordered to perform _____ hours Community Work Service (CWS) within/by _____
 CWS not completed will convert to 3 hours of jail per CWS hour.
6. Defendant is ordered to make restitution to _____ for uninsured loss of \$ _____ due _____ days after amount is set by the court. See "Instructions for Defendant After Sentencing".
7. Defendant is ordered to _____

CONDITIONS OF PROBATION. Defendant is placed on probation for 6 years/months, subject to the following conditions:
8. Comply with all direct court orders listed above by the deadlines stated and follow the instructions on the "Instructions for Defendant After Sentencing" form that was given to you at sentencing.

9. Commit no jailable offenses during the period of probation.
10. Complete a domestic violence intervention program. Pay monitoring fees and program costs. Within five days of sentencing, register with the Domestic Violence Monitoring Program as explained in "Instructions for Defendant After Sentencing".
11. Have no contact, direct or indirect, with _____ unless that person's written consent has been supplied to the Prosecutor's Office.
12. Other: _____

COST OF COUNSEL (If Appointed). Unless you object within 10 days, the court will enter a judgment against you for the cost of appointed counsel in the amount of \$500 (Trial) \$200 (Change of Plea) \$ _____ (Actual Costs). Reasons for waiving schedule of costs: _____
You may use form CR-531, available in the Clerk's Office, to file your opposition.

I certify that on 12/28/01 a copy of this judgment was given to
 Def Atty Prosecutor
 AASAP DVMP Jail
IN-COURT CLERK: KMIC

District Court Judge/Magistrate
Print Name: M O S Y I C A

Effective Date 12/28/01

CR-460 ANCH (5/00)(st.4)
JUDGMENT-GENERAL

Exhibit A

CR-462A for statistical information.

Crim.R. 32



DISTRICT COURT FOR THE STATE OF ALASKA
THIRD JUDICIAL DISTRICT AT ANCHORAGE

STATE OF ALASKA,

MISDEMEANOR
COMPLAINT

OCT 1 2001
Plaintiff
Clerk of the Trial Courts
By CAJ Deputy

vs.
Kyong J. Song

CASE NO. 3AN-S 01-7835 CR.

Defendant

Serving Alcohol to Intoxicated Person

ID: 5192690 DOB: 10-16-1960

AS 04.16.040

ATN: 107396793

CERTIFICATION

I certify that this document and its attachments do not contain (1) the name of a victim of a sexual offense listed in AS 12.61.140 or (2) a residence or business address or telephone number of a victim of or witness to any offense unless it is an address used to identify the place of the crime or it is an address or telephone number in a transcript of a court proceeding and disclosure of the information was ordered by the court.

Domestic Violence Offenses per AS 18.66.990(3) and (5)
 All counts None Specified below

THE COMPLAINANT STATES that on or about the 26 August 01, 1919
at or near 3001 Spenard Rd., in the Third Judicial District, State of Alaska,
the above-named Defendant did unlawfully:

(X) Commit the offense of Serving alcohol to intoxicated person on licensed premise, when he/she,

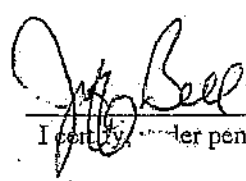
AFFIDAVIT IN SUPPORT OF COMPLAINT

I Officer Jeffrey Bell attest to the following and charge
TIME OF CONTACT: 2133hrs REASON: Citizen Complaint

LOCATION: 3001 Spenard Rd.
ODOR OF ALCOHOLIC BEVERAGE? YES NO HGN
BLOODSHOT/WATERY EYES YES NO
SIGNS OF INTOXICATION slurred speech, wobbly stance, and PBT
.287

PBT RESULTS .287 INTOXIMETER 3000 RESULTS N/A
AS 04.16.040.

All of which is a Class A Misdemeanor being contrary to and in violation of AS 04.16.030 (3) and against the peace and dignity of the State of Alaska.

 Bell DSN 1373 Police Officer
I certify, under penalty of perjury, the foregoing is true.

IN THE DISTRICT COURT FOR THE STATE OF ALASKA AT ANCHORAGE

JUDGMENT

State of Alaska vs. Municipality of Anchorage
Defendant: Don Holtz
DOB: 10/12/37 Address: PO 121 863
CASE NO. 3AN-01-7836 CR
99510-1863

Defendant is:
[X] GUILTY of Serving Alcohol to Intox Pers
Statute/Ordinance: 4.16.040
[] NOT GUILTY. It is ordered that defendant is acquitted and discharged.
PLEA: [] Not Guilty [] Guilty [X] No Contest
RULE 11(e) PLEA: [] Yes [X] No [] Partial
TRIAL: [] Court [] Jury
DV Offense per AS 18.66.990(3)&(5): [] Yes [X] No
Sex Offender Registration Per AS 12.63.010 Required: [] Yes [X] No

[X] SUSPENDED IMPOSITION OF SENTENCE. Imposition of sentence is suspended and defendant is placed on probation for 6 mo, subject to the conditions listed in the Direct Court Orders section and the Probation section below.

SENTENCE IS IMPOSED AS FOLLOWS:

DIRECT COURT ORDERS

- 1. FINE: \$ 150 with \$ suspended. Due 1/31/02 Bail to Fine \$
[] Fees paid to court-ordered programs will be credited to fine if defendant presents proof of payment to clerk by above due date.
2. SURCHARGE due within 10 days: [X] \$50 (Misd) [] \$10 (Infraction) [] None (Fine Under \$30)
3. JAIL days with days suspended. Report at 7:45 a.m. on to the Cordova Center, 130 Cordova Street, Anchorage.
4. [] Defendant is ordered to complete the treatment recommended by the Anchorage Alcohol Safety Action Program (AASAP) and pay costs. Report to AASAP within 5 days. This may include residential treatment up to days plus required aftercare in addition to any jail time ordered above. See "Instructions for Defendant After Sentencing."
5. [] Defendant is ordered to perform hours Community Work Service (CWS) within/by.
[] CWS not completed will convert to 3 hours of jail per CWS hour.
6. [] Defendant is ordered to make restitution to for uninsured loss of \$ due days after amount is set by the court. See "Instructions for Defendant After Sentencing".
7. [] Defendant is ordered to

CONDITIONS OF PROBATION. Defendant is placed on probation for 6 years/months subject to the following conditions:

- 8. [X] Comply with all direct court orders listed above by the deadlines stated and follow the instructions on the "Instructions for Defendant After Sentencing" form that was given to you at sentencing.
9. [X] Commit no jailable offenses during the period of probation.
10. [] Complete a domestic violence intervention program. Pay monitoring fees and program costs. Within five days of sentencing, register with the Domestic Violence Monitoring Program as explained in "Instructions for Defendant After Sentencing".
11. [] Have no contact, direct or indirect, with unless that person's written consent has been supplied to the Prosecutor's Office.
12. Other:

COST OF COUNSEL (If Appointed). Unless you object within 10 days, the court will enter a judgment against you for the cost of appointed counsel in the amount of \$500 (Trial) \$200 (Change of Plea) \$ (Actual Costs). Reasons for waiving schedule of costs:
You may use form CR-531, available in the Clerk's Office, to file your opposition.

I certify that on 12/28/01 a copy of this judgment was given to
[] Dep Atty [X] Prosecutor
[] AASAP [] DVMP [] Jail
IN-COURT CLERK: [Signature]

[Signature]
District Court Judge/Magistrate
Print Name: [Signature]
Effective Date: 12/28/01

CLOSED BY ORDER

OF
STATE OF ALASKA
ALCOHOLIC BEVERAGE CONTROL BOARD

550 W. 7th Ave.
ANCHORAGE, AK. 99501

THESE LICENSED PREMISES (Paradise Inn) BUSINESS NAME _____)

HAVE BEEN ORDERED TO CLOSE FOR A PERIOD OF Forty Five (45) DAYS,

COMMENCING AT 10:00 AM ON February 11, 2002 AND ENDING

AT 10:00 AM ON March April 28, 2002 DATE

CLOSURE IS ORDERED BY THE ALCOHOLIC BEVERAGE CONTROL BOARD FOR VIOLATION OF:

AS 04.16.030 AND XXY Drunken Persons, ENTITLED
Prohibited Conduct Related To _____

THIS NOTICE OF CLOSURE SHALL BE POSTED IN PUBLIC VIEW ON THE PRINCIPAL PLACE OF ENTRY TO THE PREMISES AND SHALL REMAIN POSTED UNTIL THE SUSPENDED LICENSE HAS BEEN RETURNED TO THE LICENSEE.

SIGNED: [Signature]
DIRECTOR, ABC BOARD



Alcoholic Beverage Control Board
 5848 East Tudor Road
 Anchorage, AK 99507

Date: 10-18-06
 Number: 06-2018
 Page 1 of 2 Pages

Notice of Violation

(15AAC 104.525)

Licensee Hyun Ju Song & Kyong Teak Song	License Number 1139	Type of License Beverage Dispensary
D.B.A. Spenard Paradise Inn & Lounge Jin Mi Restaurant	How Delivered [X] Certified Mail # 7001 1940 0004 [] In Person 1064 3235	Law Enforcement Agency ALASKA STATE TROOPERS
Street or P.O. Box 3001 Spenard Rd	City, State Anchorage, AK	Zip 99503

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 10-10-06, at about 1142 hours, Jin Mi Restaurant waitress Jung Min Seo furnished an alcoholic beverage to a person under the age of 21. The incident occurred during a compliance check. Seo was issued a summons for furnishing alcohol to a person under the age of 21. A mandatory court date of 11-3-06, 0830 hours, Anchorage District Court was assigned.

Your attention is directed to **AS 04.16.051: Furnishing or delivery of alcoholic beverage to person under the age of 21.**


- (a) A person may not furnish or deliver an alcoholic beverage to a person under the age of 21 years
- (b) This section does not prohibit the furnishing or delivery of an alcoholic beverage
 - (1) by a parent to the parent's child, by a guardian to the guardian's ward, or by person to be the legal spouse of the person if the furnishing or delivery occurs of the licensed premises; or
 - (2) by a licensed physician or nurse to a patient in the course of administering medical treatment.
- (c) Acts unlawful under AS11.51.130 are not made legal by (b) of this section.

- (d) A person acting with criminal negligence who violates this section is guilty of a class C felony if, within five (5) years preceding the violation, the person has been previously convicted under this section.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this notice of violation within 10 days to explain what action you have taken to prevent a reoccurrence of this violation.

A Response is Required

15 AAC 104.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Investigator F.R. (Joe) Hamilton
Filed By:  F.R. (Joe) Hamilton	Title Corporal, Department of Public Safety



Alcoholic Beverage Control Board
 5848 East Tudor Road
 Anchorage, AK 99507

Date: 11-14-13
 Number AB13-0286
 Page 1 of 1 Page

Notice of Violation

(3AAC 304.525)

Licensee Hyun Ju Song & Kyong Song	License Number 1139	Type of License Beverage Dispensary - Tourism
D.B.A. Spenard Paradise Inn & Lounge	How Delivered <input checked="" type="checkbox"/> Certified Mail # On-File <input type="checkbox"/> In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 3001 Spenard Road	City, State Anchorage, AK	Zip 99503

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will received an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 11-5-13, at about 1836 the Wild Chicken, a restaurant located within the Spenard Paradise Inn & Lounge, failed an underage compliance check by furnishing alcohol to a person under 21. Investigation revealed the Wild Chicken does not have a liquor license. Hanging on the wall of the restaurant, is a restaurant designation permit issued to the Song's. Further investigation revealed the Wild Chicken space was leased to Su Chong An, owner of Wild Chicken, beginning on 6-1-13. Since that time, employees of the Wild Chicken have been serving alcoholic beverages from the Song's establishment. This is a violation of Title IV.

Your attention is directed to **AS 04.16.150: Licensee responsible for violations, AS 04.21.030: Responsibility of licensees, agents and employees, AS 04.11.090: Beverage dispensary license.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation.

***Please include your Alcohol License Number in your response.**

Shirley A. Cote', Director
Alcoholic Beverage Control Board
2400 Viking Drive
Anchorage, Alaska 99501

A Response is Required

3 AAC 304.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Receipt:	Violation Observed By: Underage Buyer 11-005
Filed By: <i>JL Hamilton</i>	Title: Investigator III

November 20, 2013

PARIDISE HOTEL
Kyong T Song , Owner
Dennis Elstad, GM
3001 Spenard Rd
ANCHORAGE, Ak 99503

Re: Lic # 1139 Spenard Paridise Inn

Dear Director,

My name is Dennis Elstad , I work for the Spenard Paridise Inn . I am the General Manager of Paradise Properties, and the LIAISON for Mr. Song as well as Su Chong An for the Wild Chicken.

I will try to address the items in order that they are in the NOTICE OF VIOLATION yes , MS. An of Wild Chicken was cited, I spoke with both Joe and Brandon the following day at the Paridise Inn they explain what the waitress did in serving a minor, she did check for I.D and computed the date wrong. She goes court 11/25/13 and will not contest her violation. I spoke to MS An about going back to a TAP/Tam class, now since CHARR offers a KOREAN Class so she will comprehend better, so this does not happen again. We pulled RDP and there is no liquor service available at Wild Chicken.

In regards to Mr. Songs violations, we read Title IV and we understand what we did wrong, I'm amiss that it went this far, I spoke with Sara when applying for a Restaurant Eatery Lic . and a RDP for several weeks almost daily prior to ever filing the new application for a new Lic. for the Wild Chicken that was for Su Chong An and her partner Ming ZHE Zheng .

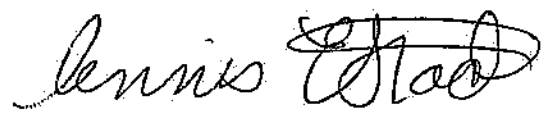
In the new application in the t financial interest portion, it states Mr. Song had no interest in that business. I also spoke to Brandon several times on the phone and also 3 times at the lounge and in the Wild Chicken , he commented on how much money she had spent remodeling. Regards to the RDP he told me that she needed to keep the Draft Beer Machine, that she wanted in the lounge until she got her own Beer/Wine Lic. then we look at the area in bar that we could temporarily place the machine which was the liquor room connected to the side of the bar, which he approved.

On the day he delivered the RDP, Brandon explained that once she received her Lic. that the bar could no longer service the Wild Chicken. After writing this, it appears that we had miss communication. If you have any further questions my cell # is 748-0202.

I hope I answered all your questions

cc Kyong Song
Su Chong An

Sincerely
Dennis Elstad





Alcoholic Beverage Control Board
 2400 Viking Drive
 Anchorage, AK 99501

Date: 5-23-14
 Number AB14-0589
 Page 1 of 1 Page

Notice of Violation

(3AAC 304.525)

Licensee Hyun Ju Song & Kyong Song	License Number 1139	Type of License Beverage Dispensary - Tourism
D.B.A. Spenard Paradise Inn & Lounge	How Delivered <input checked="" type="checkbox"/> Certified Mail # On-File <input type="checkbox"/> In Person	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 3001 Spenard Road	City, State Anchorage, AK	Zip 99503

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 5-20-14 it was learned by investigators of the Alcoholic Beverage Control Board that you are leasing the restaurant of your establishment to Kwang Ok Seo, owner of U Jin Mi Rest. Having a tourism license requires you to operate a restaurant or have a majority of rooms equipped with kitchenettes. This is a violation of Title IV.

Your attention is directed to **AS 04.21.030: Responsibility of licensees, agents, and employees, 3AAC302.325: License Issued to encourage tourism.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a recurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD OF DIRECTORS AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.

*Please include your Alcohol License Number in your response.

Shirley A. Cote', Director
 Alcoholic Beverage Control Board
 2400 Viking Drive
 Anchorage, Alaska 99501

A Response is Required

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Receipt: <i>Rick Noy</i> <i>Rick Noy</i> <i>5-29-14</i>	Violation Observed By: Investigators Hamilton & Bankowski
Filed By: <i>JR Hamilton</i>	Title: Investigator III

Did MGT AGREEMENT. COPY TO FILE. FAKD

1139

SPENARD PARADISE INN

3001 SPENARD RD, ANCHORAGE, ALASKA 99503

DEAR DIRECTOR

JUNE 22, 2015

YOU HAVE REQUESTED SEVERAL TIMES YOU WANTED TO SEE MY CONTRACT OR MANAGEMENT/ LEASE AGREEMENT, WITH KYONG SONG OWNER OF THE PARADISE INN.

DIRECTOR, I AM EMPLOYEE OF MR. SONG WITH A TITLE OF MANAGER, I HAVE NO FINIACIAL INTEREST OR FINIACIAL INVOLVEMENT IN THE PARADISE INN. I HAVE WORKED OFF AND ON FOR MR. SONG FOR YEARS.

1ST TIME 6/2001 – 2006, THEN I WENT TO SEWARD AND WORK FOR MY SISTER AS A BARTENDER AND HEAD OF MAINTENANCE IN HER HOTEL. THEN AGAIN IN 5/2013 UNTIL NOW, I ALSO HELPED MR. SONG PERIODICALLY THROUGH 2006/2013 WHEN I CAMEBACK TO ANCHORAGE.

IN THE BAR I HELP OUT WITH ORDERING, BILLING, SECURITY AND AS A BARTENDER IF NEEDED. I SUPPORT IN WHAT EVER IS NEEDED, AND AS HIS ALIASON I HAVE A LOT OF COMMUNICATION WITH THE STATE, M.O.A. OFFICE'S AS WELL AS THE PRIVATE SECTOR. I HAVE WORKED WITH YOUR STAFF ON DIFFERENT ISSUES FOR OVER 12 YEARS.

MY RESPONSIBILITIES FOR THE PARASDISE INN ARE , I MANAGE THE PARADISE PROPERTIES AND BUILDING, I TRY TO MAKE THE DAY TO DAY FUNCTION OF HIS PROPERTY, TO RUN SMOOTH. I AM ALSO MR. SONG'S ALIASON FOR THE COMMUNITY AND PUBLIC AFFAIRS AS WELL AS I DO MOST OF ADMINISTRATIVE WORK THAT HE NEEDS DONE.

IF YOU HAVE ANY FURTHER QUESTION PLEASE FELL FREE TO CONTACT ME AT [907-538-5777] or (elstadd1@gmail.com).

DENNIS ELSTAD, MGER



KYONG SONG, OWNER





Alcoholic Beverage Control Board
550 W. 7th Ave, Suite 1600
Anchorage, AK 99501

Date: 9-8-16
Number AB16-0567
Page 1 of 1 Page

Notice of Violation

(3AAC 304.525)

Licensee Hyun Ju Song & Kyong Teak Song	License Number 1139	Type of License Beverage Dispensary - Tourism
D.B.A. Spenard Paradise Inn & Lounge	How Delivered Certified Mail 7014 0150 0000 9499 0764	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 3001 Spenard Road	City, State Anchorage, AK	Zip 99503

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

VIOLATION: On 8-15-16, it was learned that by investigation of AMCO that you are leasing the restaurant of your establishment to Champa Thai Cuisine, Inc. Having a tourism license requires you to operate a restaurant or have a majority of rooms equipped with kitchenettes. This is a violation of Title 04.

Your attention is directed to **AS 04.21.030: Responsibility of licensees, agents, and employees and 3AAC302.325: License issued to encourage tourism.**

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD OF DIRECTORS AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.

***Please include your Alcohol License Number in your response.**

Cynthia Franklin, Director
Alcoholic Beverage Control Board
550 W. 7th Ave, Suite 1600
Anchorage, Alaska 99501

A Response is Required

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Receipt:	Violation Observed By: F.R. Hamilton
Filed By: <i>F.R. Hamilton</i>	Title: Investigator III



Alcoholic Beverage Control Board
550 W. 7th Ave, Suite 1600
Anchorage, AK 99501

Date: 10-5-16
Number AB16-0567
Page 1 of 1 Page

Notice of Violation

(3AAC 304.525)

Licensee Hyun Ju Song & Kyong Teak Song	License Number 1139	Type of License Beverage Dispensary - Tourism
D.B.A. Spenard Paradise Inn & Lounge	How Delivered Certified Mail 7014 0150 0000 9499 0825	Law Enforcement Agency Anchorage Police Department
Street or P.O. Box 3001 Spenard Road	City, State Anchorage, AK	Zip 99503

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

You were previously issued a notice of violation for the below occurrence. You have failed to respond to the original notice as of 10-5-16. You are now receiving another notice of violation for failing to communicate with the Alcohol & Marijuana Control Office. A violation of 3AAC304.525: Communication with licensees.

VIOLATION: On 8-15-16, it was learned that by investigation of AMCO that you are leasing the restaurant of your establishment to Champa Thai Cuisine, Inc. Having a tourism license requires you to operate a restaurant or have a majority of rooms equipped with kitchenettes. This is a violation of Title 04.

Your attention is directed to AS 04.21.030: Responsibility of licensees, agents, and employees and 3AAC302.325: License issued to encourage tourism.

You are directed to respond to the Director of the Alcohol Beverage Control Board in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a reoccurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD OF DIRECTORS AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.

*Please include your Alcohol License Number in your response.

Cynthia Franklin, Director
Alcoholic Beverage Control Board
550 W. 7th Ave, Suite 1600
Anchorage, Alaska 99501

A Response is Required

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Receipt:	Violation Observed By: F.R. Hamilton
Filed By: <i>F.R. Hamilton</i>	Title: Investigator III

Municipality
of
Anchorage



P.O. Box 196650
Anchorage, Alaska 99519-6650
Telephone: (907) 343-4311
Fax: (907) 343-4313
www.muni.org/assembly

OFFICE OF THE CLERK

January 25, 2002

Ms. Dawn Holland-Williams
Alcoholic Beverage Control Board
550 West 7th Avenue, Suite 540
Anchorage, Alaska 99501

Re: Spenard Paradise Inn #1139 - Protest of Continued Operation

Dear Dawn:

Enclosed for your information is a copy of the judgement against Mr. Kyong Song and Mr. Don Holtz including related police reports for violation of AS 4.16.040. There are also tapes (four) available from the hearing of January 15, 2002. Please contact our office if you would like a copy of the tapes. If you require additional information or if I can be of any assistance, please give me a call.

Cordially,

A handwritten signature in blue ink that reads "Greg Moyer". The signature is fluid and cursive.

Greg Moyer
Municipal Clerk

Enc.

Cc: Bill Whitaker, Assistant Municipal Attorney
Dan Coffey, Attorney

Recommended License Conditions for Spenard Paradise Inn
Presented to the Anchorage Municipal Assembly
Special Meeting
January 15, 2002

- A. The Licensed Premises will provide one security officer between the hours of 9:00 p.m. and 3:00 a.m. on a nightly basis. The security person shall be only a licensed security professional from a local security firm, an off-duty Anchorage Police Department officer, or an individual with prior security experience, a valid TAM card, and no prior criminal record. The security officer duties will not be performed by the licensee or his bar manager.
- B. The Licensed Premises shall install and maintain a video monitoring system to monitor the following specific locations: (1) the exterior entrance to the bar, (2) the front entrance to the bar, (3) the lobby entrance, (4) the interior of the bar, and (5) one camera in the hallway of each floor of the hotel. The videotapes for these specific locations will be filmed during all hours that the premise is open for business. The videotapes taken will be retained for 30 days prior to being recycled, and copies of the tapes will be made available to the Anchorage Police Department upon request.
- Additionally, the Licensed Premises shall install and maintain video monitoring systems to monitor the following exterior locations: the rear parking lot, and the building exterior abutting West 30th Avenue. The videotapes for these specific locations will be filmed during the hours between 6:00 p.m. and 6:00 a.m. The videotapes will be retained for 15 days prior to being recycled, and copies of the tapes will be made available to the Anchorage Police Department upon request.
- C. The Licensed Premises will keep the rear lobby door locked at all times. This door shall be maintained, as much as possible, as an egress-only door and will be monitored with a video camera as outlined above.
- D. The Licensed Premises will display two conspicuous signs, one directly inside the entrance to the premises and one in another conspicuous location inside the premises, which state that "IT IS UNLAWFUL FOR THE PURPOSE OF PROSTITUTION OR SELLING DRUGS FOR PERSONS TO ENTER OR TO REMAIN ON THE PREMISES."

RECEIVED
MUNICIPAL ATTORNEY
02 JAN 23 AM 09:52

- E. The Licensed Premises will display two conspicuous signs, one directly inside the entrance to the premises and one in another conspicuous location inside the premises, which state that "THE ACTIVITIES AND BEHAVIOR OF PATRONS ON THESE PREMISES ARE CONTINUOUSLY VIDEOTAPED. COPIES OF THESE TAPES ARE PROVIDED TO THE ANCHORAGE POLICE DEPARTMENT UPON REQUEST."
- F. The Licensed Premises shall: (1) maintain lighting on the building outside the bar sufficient to brightly illuminate the sidewalk outside the bar; (2) maintain additional lighting in the parking lot leading to and from the rear entrance to the bar, and (3) install additional interior lighting if necessary.
- G. The Licensee will cooperate with and submit to the Spenard Community Council a written review to include a summary of violations every six months.
- H. The management of the Licensed Premise, or his designee, shall attend at least (6) meetings of the Spenard Community Council meetings a year in an effort to help address community concerns and to work together to resolve issues as they may arise.
- I. The management of the licensed Premises and its legal representatives will appear before the Anchorage Assembly at six month intervals after ABC Board action for a period of two years to review all quarterly police reports.
- J. The management of the Licensed Premises will schedule Techniques in Alcohol Management ("TAM") or similar training for each employee on an annual basis;
- K. The management of the Licensed Premises will, at a minimum, contact the Anchorage Police on a monthly basis to resolve any police department concerns regarding the operation of the Licensed Premises.
- L. All patrons of the Licensed Premises will be checked for identification and will be assessed as to age, manual dexterity, and apparent sobriety.
- M. The Licensed Premises will not allow non-patrons to loiter on the premises. To facilitate removal of non-patrons from the premises, the security officer hired by the Licensed Premise will perform a perimeter inspection every half hour between the hours of 9:00 p.m. and 3:00

a.m.

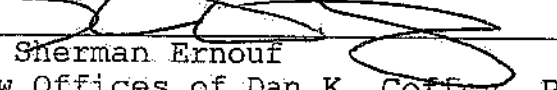
- N. Ms. Hyun Ju Song will continue to have no involvement in the operation of the license.
- O. The licensee joins the Anchorage Assembly in recommending that the ABC Board impose these conditions on its license.

PASSED and APPROVED by the Anchorage Assembly on January 15, 2002.


Municipal Clerk

The licensee joins the Assembly in recommending that the ABC Board impose these conditions on its license.

Signed, this 17th day of January, 2002

By 
W. Sherman Ernouf
Law Offices of Dan K. Coffey, P.C.
Attorneys for Licensee
Spenard Paradise Inn
License No.1139

1 found by the Alcoholic Beverages Control Board to be violations, constitute grounds for suspension or
2 revocation of the license, pursuant to AS 04.11.370 (2), (4), (5), (10) and (11).

3
4 6. That the licensed premises is used as a resort for illegal possessors or users of narcotics, prostitutes or
5 promoters of prostitution and that the general reputation of the premises in the community is as a resort
6 for illegal possessors or users of narcotics, prostitutes or promoters of prostitution and, pursuant to AS
7 04.11.480 (d), HEREBY NOTIFIES the State of Alaska Alcoholic Beverages Control Board of the
8 Assembly's determination of the violations which, if found by the Alcoholic Beverages Control Board
9 to be violations, constitutes grounds for suspension or revocation of the license, pursuant to AS
10 04.11.370 (7).

11
12 7. The Anchorage Assembly HEREBY PROTESTS the continued operation of the license, pursuant to
13 AS 04.11.480 (a) and 15 AAC 104.145, for the following reasons (check one or more):

14
15 A. The licensee has violated provisions of Alaska Statutes Title 4 Alcoholic Beverages as stated
16 above.

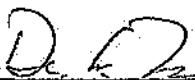
17
18 B. The licensed premises is used as a resort for illegal possessors or users of narcotics, prostitutes
19 or promoters of prostitution.

20
21 C. It is not in the best interests of the residents of the neighborhood in which the licensed
22 premises is located, nor in the best interests of the community as a whole, for this
23 license/licensee to continue operating.

24
25 D. The Licensee or its affiliates are untrustworthy, unfit to conduct a licensed business, or a
26 potential source of harm to the public.

27
28 8. In the event that the ABC Board denies the Anchorage Assembly's protest of the continued operation
29 of the license or suspends, but does not revoke the license, then the Anchorage Assembly HEREBY
30 RECOMMENDS that the State of Alaska Alcoholic Beverages Control Board impose the attached
31 conditions on the licensee pursuant to AS 04.11.480 (c).

32
33 Respectfully submitted,

34
35
36 
37 _____
38 Dick Traini
39 Assembly Chair
40
41
42
43