



MEMORANDUM

TO: Bob Klein, Chair, and Members of the
Alcoholic Beverage Control Board

DATE: August 14, 2018

FROM: Erika McConnell, Director

RE: 1242 Willow Tree Inn

Requested Action: Informal conference

Statutory Authority: AS 04.11.510(b)(1): "if an application is denied...the applicant is entitled to an informal conference with either the director or the board..."

Staff Rec.: Reconsider denial of license renewal

Background: The City of Dillingham protested the renewal of this license for non-payment of taxes and utility bills. The board upheld the protest with a 30-day abeyance at the June 2018 meeting. The board required the protest to be lifted by the 30-day deadline, which was July 19, 2018 (30 days after the licensee was notified of the board's action).

On July 20, 2018, I expired the license because the City of Dillingham had not lifted their protest. A few days later AMCO was contacted by a lawyer for the licensee stating that the licensee had paid their taxes and utility bills on July 10, 2018. We confirmed this with the City of Dillingham, but the protest was not lifted until August 2, 2018.

I recommend that the board reconsider its action at the June meeting and renew the license.

Attachment: Request for informal conference
City of Dillingham protest lift
Board Action Letter--June 2018

LAW OFFICES
of
KELLY & PATTERSON

PAUL D. KELLY
JOHN B. PATTERSON (Retired)

2207 Spenard, Suite 101
Anchorage, Alaska 99503
Phone (907) 258 - 6777
Fax (907) 279 - 9216

August 1, 2018

State of Alaska, Department of Commerce
Alaska Alcohol & Marijuana Control Office
Erika McConnell, Director
550 West 7th Ave, Suite 1600
Anchorage, Alaska 99501

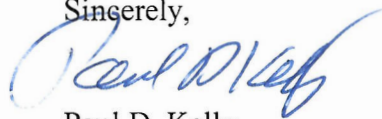
Re: Beverage Dispensary License # 1242
Willow Tree Inn a dba of Alaska '49 LLC
Transferor Alaska '49 LLC
Transferee Paul G Brannon Trust U/W Michael Keenan Trustee

Dear Ms McConnell:

Per your letter of July 31, 2018, Enclosed please find payment of \$200. The City of Dillingham finance office was contacted and they have been asked to promptly act to withdraw the protest and notify your office by August 2. Inclusion on the August 14 ABC board agenda is requested to resolve the license denial and therefore that should suffice to avoid the appeal.

I await response from Dillingham. Please feel free to contact me if you have any questions.

Sincerely,



Paul D. Kelly

cc: M. Keenan, Gretchen Mueller



August 6, 2018

Erika McConnell
State of Alaska, DEC
Alcohol & Marijuana Control Office
550 W. 7th Avenue, Suite 1600
Anchorage, AK 99501

Subject: Protest of Willow Tree Inn Liquor License No. 1242

Dear Erika:

On April 12 2018 the City of Dillingham submitted a letter of protest regarding the Alaska '49 LLC liquor license renewal noting the delinquent accounts with the City. The State ABC Board upheld the protest with a 30 day abeyance, which ended on July 19.

The Willow Tree Inn accounts have been satisfied and the Dillingham City Council voted unanimously to withdraw the protest at their August 2, 2018 council meeting.

If you have any questions, please feel to contact me at 907-842-5212.

Sincerely,

A handwritten signature in blue ink that reads "Lori Goodell".

Lori Goodell
City Clerk



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

**Department of Commerce, Community,
and Economic Development**

ALCOHOL & MARIJUANA CONTROL OFFICE
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

June 19, 2018

Alaska '49 LLC
DBA Willow Tree Inn
PO Box 630
Dillingham, AK 99576

Re: Willow Tree Inn, License #1242

Dear Alaska '49 LLC:

At the June 12, 2018, meeting of the Alcoholic Beverage Control Board in Anchorage, Alaska, the board upheld the protest of your license renewal by the City of Dillingham with a 30-day abeyance. This means that the City of Dillingham must withdraw its protest of your license renewal by July 19, 2018; otherwise the renewal is denied. The city protested the renewal due to unpaid taxes and utility bills.

Please contact alcohol.licensing@alaska.gov with any questions.

Sincerely,

A handwritten signature in cursive script that reads "Erika McConnell".

Erika McConnell
Director

cc: License File
City of Dillingham