



## MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: June 9, 2020

FROM: Glen Klinkhart, Interim Director

RE: 3302 Pizza Hut of Wasilla

**Requested Action:** Renewal Application

**Statutory Authority:** AS 04.06.090(b): “The board shall review all applications for licenses made under this title and may order the director to issue, renew, revoke, transfer, or suspend licenses and permits authorized under this title.”

AS 04.11.480(a): “A local governing body may protest the issuance, renewal, relocation, or transfer to another person of a license by sending the board and the applicant a protest and the reasons for the protest within 60 days of receipt from the board of notice of filing of the application... The board shall consider a protest and testimony received at a hearing conducted under AS 04.11.510(b)(2) or (4) when it considers the application... If an application or continued operation is protested, the board shall deny the application or continued operation unless the board finds that the protest is arbitrary, capricious, and unreasonable.”

AS 04.11.510(b)(2): “The board may review an application for the issuance, renewal, transfer of location, or transfer to another person of a license without affording the applicant notice or hearing, except... (2) the board may, on its own initiative or in response to an objection or protest, hold a hearing to ascertain the reaction of the public or a local governing body to an application if a hearing is not required under this subsection;”

**Staff Rec.:** Hold a public hearing; deny the application with a 180 day abeyance.

**Background:** The Matanuska – Susitna Borough protests due to pending payment of debts owed to the Borough.

The licensee should be notified that under 3 AAC 304.145(h), this abeyance period may not be extended or renewed.

**Attachment:** Matanuska – Susitna Borough protest  
Renewal application



# MATANUSKA-SUSITNA BOROUGH

## Planning and Land Use Department Development Services Division

350 E. Dahlia Avenue, Palmer, AK 99645  
Phone (907) 861-7822 | Fax (907) 861-8158  
E-mail: [permitcenter@matsugov.us](mailto:permitcenter@matsugov.us)

April 1, 2020

Alcohol & Marijuana Control Office  
550 W. 7<sup>th</sup> Avenue, Suite 1600  
Anchorage, AK 99501

SUBJECT: Pizza Hut Wasilla # 3302  
851 Parks Hwy  
Renewal – Restaurant/Eating Place

A review of the files relating to the subject business and license application, as they relate to Matanuska-Susitna Borough Code, has been completed. Based on that review, the Matanuska-Susitna Borough hereby takes the following action:

- WAIVE THE RIGHT TO PROTEST
- PROTEST the issuance of the license for the following reason(s):
  - Delinquent Real Property Taxes owed:
  - Other debts owed: **\$100 License Review Fee, \$100 Business License**
  - The required Conditional Use Permit has not been issued:
  - There is a violation of the Conditional Use Permit:
  - There is a resident objection to the facility on file:
  - Other:

***Upon curing all of the above referenced deficiencies the Matanuska-Susitna Borough will rescind any protest. It is the applicant's responsibility to notify the Development Services Division that any debts or taxes owed have been paid in full.***

The applicant(s) has been sent a copy of this letter by certified mail or via email, only if a protest has been issued. Should you have any questions, please feel free to contact my office.

Sincerely,

Adam Bradway, Planner II  
Development Services Division  
Matanuska-Susitna Borough



**Alaska Alcoholic Beverage Control Board**  
**Restaurant or Eating Place License**  
**Form AB-17a: 2020/2021 Renewal License Application**

**What is this form?**

This renewal license application form is required for all individuals or entities seeking to apply for renewal of an existing restaurant or eating place liquor license that is due to renew by December 31, 2019. All fields of this form must be complete and correct, or the application will be returned to you in the manner in which it was received, per AS 04.11.270 and 3 AAC 304.105. The Community Council field only should be verified/completed by licensees whose establishments are located within the Municipality of Anchorage or outside of city limits within the Matanuska-Susitna Borough.

This form must be completed and submitted to AMCO's main office before any license renewal application will be reviewed. Receipt and/or processing of renewal payments by AMCO staff neither indicates nor guarantees that an application will be considered complete, or that a license will be renewed.

**Section 1 – Establishment and Contact Information**

Enter information for the business seeking to have its license renewed. If any populated information is incorrect, please contact AMCO.

Licensee:	MP2 Alaska, LLC	License #:	3302
License Type:	Restaurant/Eating Place		
Doing Business As:	Pizza Hut of Wasilla		
Premises Address:	851 Parks Highway		
Local Governing Body:	City of Wasilla (Matanuska-Susitna Borough)		
Community Council:	None		

Mailing Address:	2303 N. Coral Canyon Blvd. #99		
City:	WASHINGTON	State:	UT
ZIP:	84780		

Enter information for the individual who will be designated as the primary point of contact regarding this application. This individual **must be a licensee** who is required to be listed in and authorized to sign this application.

Contact Licensee:	Lahsen Mahi	Contact Phone:	2305602
Contact Email:	lahsen.mahi@mp2pizza.com		

Optional: If you wish for AMCO staff to communicate with an individual who is **not a licensee** named on this form (eg: legal counsel) about this application and other matters pertaining to the license, please provide that person's contact information in the fields below.

Name of Contact:	Ernouf & Coffey, PC	Contact Phone:	2743385
Contact Email:	ashawcross@eclawfirm.org		



# Form AB-17a: 2020/2021 Restaurant Renewal License Application

## Section 2 – Entity or Community Ownership Information

Licenses who directly hold a license as an individual or individuals should skip to Section 3. General partnerships and local governments should skip to the second half of this page. All licenses that are corporations or LLCs must complete this section. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations, Business & Professional Licensing (CBPL). The CBPL Entity # below is neither your EIN/tax ID number, nor your business license number. You may view your entity's status or find your CBPL entity number by visiting the following site: <https://www.commerce.alaska.gov/cbp/main/search/entities>

Alaska CBPL Entity #:	10091449
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You must ensure that you are able to certify the following statement before signing your initials in the box to the right: Initials

I certify that this entity is in good standing with CBPL and that all current entity officials and stakeholders (listed below) are also currently and accurately listed with CBPL.

*[Handwritten initials]*

This subsection must be completed by any community or entity, including a corporation, limited liability company, partnership, or limited partnership, that is applying for renewal. If more space is needed, please attach additional completed copies of this page.

- If the applicant is a corporation, the following information must be completed for each *shareholder who owns 10% or more* of the stock in the corporation, and for each *president, vice-president, secretary, and managing officer*.
- If the applicant is a limited liability organization, the following information must be completed for each *member with an ownership interest of 10% or more*, and for each *manager*.
- If the applicant is a partnership, including a limited partnership, the following information must be completed for each *partner with an interest of 10% or more*, and for each *general partner*.

**Important Note:** The information provided in the below fields (including spelling of names, specific titles, and percentages held) must match that which is listed with CBPL. If one individual holds multiple titles mentioned in the bullets above, all titles must be listed for that individual on this application and with CBPL. Failure to list all required titles constitutes an incomplete application. You must list ALL of your qualifying officials, additional copies of this page or a separate sheet of paper may be submitted if necessary. ✓

Name of Official:	BLKTSJ, LLC			
Title(s):	Member	Phone:	435 592 5651	% Owned: 33.33
Mailing Address:	3760 W Hillcrest Dr.			
City:	Cedar City	State:	UT	ZIP: 84720

Name of Official:	Bryant Peterson			
Title(s):	Manager/Aff.	Phone:	435 592 5651	% Owned: 0
Mailing Address:	3760 W. Hillcrest Dr.			
City:	Cedar City	State:	UT	ZIP: 84720

Name of Official:	LBP Family, LLC			
Title(s):	Member	Phone:	801 224 0178	% Owned: 33.33
Mailing Address:	1019 E Round Mountain Dr			
City:	Alpine	State:	UT	ZIP: 84004

See attd.

**2020/2021 Renewal**  
**MP2 Alaska, LLC**  
**Restaurant Eating Place #3302**

**Section 2 Officials Continued**

DYNAMIC VENTURE SPECIALISTS 1, LLC

Member

(907)-622-6244

33.33%

20660 Ptarmigan Blvd.,  
Eagle River, Alaska 99577

AMGO  
DEC 31 2019



# Form AB-17a: 2020/2021 Restaurant Renewal License Application

## Section 3 – Sole Proprietor Ownership Information

Entities, such as corporations or LLCs, should skip this section. This section must be completed by any licensee who directly holds the license as an **individual or multiple individuals** and is applying for license renewal. If more space is needed, please attach a separate sheet that includes all of the required information.

The following information must be completed for each licensee and each affiliate.

This individual is an:  applicant  affiliate

Name:				Contact Phone:	
Mailing Address:					
City:		State:		ZIP:	
Email:					

This individual is an:  applicant  affiliate

Name:				Contact Phone:	
Mailing Address:					
City:		State:		ZIP:	
Email:					

## Section 4 – Alcohol Server Education

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check identification of a patron have completed an alcohol server education course approved by the ABC Board and keep current, valid copies of their course completion cards on the licensed premises during all working hours, as set forth in AS 04.21.025 and 3 AAC 304.465.



## Section 5 – License Operation

Check a single box for each calendar year that best describes how this liquor license was operated:

2018    2019

The license was regularly operated continuously throughout each year.

The license was regularly operated during a specific season each year.

The license was only operated to meet the minimum requirement of 240 total hours each calendar year.

*If this box is checked, a complete copy of Form AB-30: Proof of Minimum Operation Checklist, and all necessary documentation must be provided with this application.*

The license was not operated at all or was not operated for at least the minimum requirement of 240 total hours each year, during one or both of the calendar years.

*If this box is checked, a complete copy of Form AB-29: Waiver of Operation Application and corresponding fees must be submitted with this application for each calendar year during which the license was not operated for at least the minimum requirement, unless a complete copy of the form (including fees) has already been submitted for that year.*



# Form AB-17a: 2020/2021 Restaurant Renewal License Application

## Section 6 - Violations and Convictions

Applicant violations and convictions in calendar years 2018 and 2019: Yes No

Have any notices of violation (NOVs) been issued for this license in the calendar years 2018 or 2019?

Has any person or entity named in this application been convicted of a violation of Title 04, of 3 AAC 304, or a local ordinance adopted under AS 04.21.010 in the calendar years 2018 or 2019?

If "Yes" to either of the previous two questions, attach a separate page to this application listing all NOVs and/or convictions.

## Section 7 - Certifications

Read each line below, and then sign your initials in the box to the right of each statement: Initials

I certify that all current licensees (as defined in AS 04.11.260) and affiliates have been listed on this application, and that in accordance with AS 04.11.450, no one other than the licensee(s) has a direct or indirect financial interest in the licensed business.  L.M.

I certify that I have not altered the functional floor plan or reduced or expanded the area of the licensed premises, and I have not changed the business name or the ownership (including officers, managers, general partners, or stakeholders) from what is currently approved and on file with the Alcoholic Beverage Control (ABC) Board.  L.M.

I certify on behalf of myself or of the organized entity that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.  L.M.

I am submitting as part of this application a completed copy of Form AB-33: Restaurant Receipts Affidavit, to provide evidence to the ABC Board that this establishment met the food sales requirement set forth in AS 04.11.100(e).  L.M.

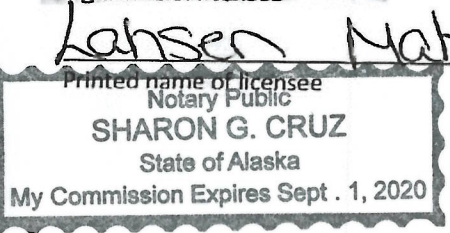
As an applicant for a liquor license renewal, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 304, and that this application, including all accompanying schedules and statements, is true, correct, and complete. I agree to provide all information required by the Alcoholic Beverage Control Board or AMCO staff in support of this application and understand that failure to do so by any deadline given to me by AMCO staff will result in this application being returned to me as incomplete.

L.M.  
Signature of licensee

Sharon G. Cruz  
Signature of Notary Public

Notary Public in and for the State of ALASKA

My commission expires: 09/10/2020



Subscribed and sworn to before me this 17th day of DECEMBER, 2019.

Seasonal License? Yes  No

If "Yes", write your six-month operating period: \_\_\_\_\_

License Fee:	\$ 600.00	Application Fee:	\$ 300.00	TOTAL:	<del>\$ 900.00</del>
Miscellaneous Fees:					
GRAND TOTAL (if different than TOTAL):	900 <sup>00</sup>				

**Baker, Randi B (CED)**

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**From:** Amanda Shawcross <ashawcross@eclawfirm.org>  
**Sent:** Tuesday, January 28, 2020 12:07 PM  
**To:** Alcohol Licensing, CED ABC (CED sponsored)  
**Subject:** Pizza Huts Renewals #1475, #3302, #1709

Randy,

Per our discussion please add Lahsen Mahi as an affiliate/authorized signer for the renewals and any documents related to the liquor licenses mentioned above. He is an affiliate of one of the member companies for MP2 Alaska, LLC "Dynamic Ventures Specialists 1, LLC".

Please let me know if you need anything else.

Thank you

Amanda

Amanda Shawcross  
Office Manager & Book Keeper  
Law Offices of Ernouf & Coffey, P.C.  
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Anchorage, Alaska 99521-2314  
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