



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

What is this form?

This form is the means by which a licensee may request that the Alcoholic Beverage Control (ABC) Board waive the operating requirement of AS 04.11.330(a)(3) or (d). If a recreational site license has not been operated at least once in a calendar year, or if a license of any other type has not been operated for at least 30 eight-hour days in a calendar year, then a complete copy of this form and the corresponding fees must be submitted for that calendar year, per 3 AAC 304.170.

This application must be accompanied by a non-refundable waiver application fee of:

- for a 1st request, an amount equal to ½ the applicable biennial license fee; or
- for a 2nd or subsequent request, double the amount of the fee paid for the previous waiver application.

The ABC Board will determine whether, through no fault of the licensee or because the premises are under construction, the licensed premises count not be operated for the required time during the calendar year. The ABC Board may impose conditions along with the approval of an application for waiver, and it may deny a third or subsequent application for waiver. If an application for waiver is denied, an application for license renewal for the succeeding license period will be denied by the Board. In addition to the waiver application fee, the applicant must pay a late fee of \$1,000 for an application that is received too late for Board consideration at its meeting before November 30 of the year for which the waiver is requested. Please check AMCO's website for meeting agenda deadlines.

Please note that a licensee must submit a separate completed copy of this form and pay a separate corresponding fee for each license and for each calendar year during which a license was not operated in compliance with AS 04.11.330.

Section 1 - Establishment Information

Enter information for the license that has not been operated for the time required under AS 04.11.330.

Licensee:	Michael Hedrick	License Number:	612
License Type:	Beverage Dispensary		
DBA:	King Mountain Lodge		
Premises Address:	34097 N. Glenn Highway		
City:	Chickaloon	State:	Alaska
Local Governing Body:	Matanuska-Susitna Borough	ZIP:	99674

Section 2 - Request Number and Calendar Year

1st Request
 2nd Request
 3rd Request
 Other 4th or hardship

Request for Calendar Year 2017





Alcohol and Marijuana Control Office
 550 W 7th Avenue, Suite 1600
 Anchorage, AK 99501
alcohol.licensing@alaska.gov
<https://www.commerce.alaska.gov/web/amco>
 Phone: 907.269.0350

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Section 3 – Reason for Non-operation

Provide an explanation as to why the licensed premises were not operated:

King Mountain Lodge (KML's) was sold to Jim and Juhree Psenak in November 2016. At the same time an option for purchase of KML's beverage dispensary license was signed. The option could be exercised in June of 2017 if I had not found another buyer for the license by then. I did not find a buyer but in June, Mr. Psenak refused to purchase the liquor license at the purchase price we agreed upon. I wanted to hold him to the deal but we negotiated a new purchase price and signed the paperwork in August. Mr. Psenak was supposed to take care of the transfer documents but apparently did not submit them until October. I was contacted in October by your office regarding a defect in our corporate status which I promptly took care of. When it became clear that the purchase would not close in time for Mr. Psenak to operate the license in 2017 my broker contacted him and asked if I could operate the license in December. Mr. Psenak refused to open the bar leading to the current dilemma. If this waiver is granted and the license renewed Mr. Psenak will complete the purchase and the license will be put back into operation as originally intended for 2017.

Section 4 – Certifications

The following must be completed for establishments located within the boundaries of a local governing body:

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

Initials

I certify that I will provide a true copy of this application to the local governing body listed on Page 1 of this form prior to ABC Board consideration of this application.

MA

STATE OF ALASKA
 NOTARY PUBLIC
 Jacquene M. Drulis
 My Commission Expires with office.

As a liquor licensee, I declare under penalty of perjury that this form, including all attachments, is true, correct, and complete.

Michael Hedrick
 Signature of licensee

Jacquene Drulis
 Notary Public in and for the State of Alaska.

Michael Hedrick
 Printed name of licensee

My commission expires: *w/ office*

Subscribed and sworn to before me this 29 day of December, 2017.

Office Use Only			
Waiver Application Fee:		Late Fee:	Transaction #:

