



## MEMORANDUM

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

DATE: August 14, 2018

FROM: Erika McConnell, Director

RE: 4440 Flying Chinook Bar & Grill

**Requested  
Action:** License renewal

**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 04.11.470: “A person may object to an application for issuance, renewal, transfer of location, or transfer to another person of a license, or for issuance of a permit, by serving upon the applicant and the board the reasons for the objection. The board shall consider the objections and testimony received at a hearing conducted under AS 04.11.510(b)(2) when it considers the application...”

AS 04.11.510(b)(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; the board shall send notice of a hearing conducted under this paragraph 20 days in advance of the hearing to each community council established within the municipality and to each nonprofit community organization entitled to notification under AS 04.11.310(b);”

**Staff Rec.:** Absent compelling public testimony suggesting a different course of action, rescind the approval from the June meeting; deny the renewal with a 30-day abeyance

Alternately, because the board approved the renewal and issued the license, instruct the director to serve an accusation for noncompliance with ordinances of the state in accordance with AS 04.21.030(2).

**Background:** At the June 2018 board meeting, the board reinstated and renewed this beverage dispensary—tourism license. Subsequently, we received an objection to the renewal of this license by

4440 Flying Chinook Bar & Grill

ABC Board August 14, 2018

Page 2

the Department of Labor, Division of Workers' Compensation, due to failure to make timely payments on a civil penalty imposed by the Alaska Workers' Compensation Board. The Department of Labor did not send their objection earlier, because they saw the license had been expired in early March.

The board is required by AS 04.11.510(b)(2) to hold a hearing to consider the objections and ascertain the reaction of the public.

Attachment: IPFS Corporation objection

**From:** [Mogil, Andrea \(DOL\)](#)  
**To:** [Alcohol Licensing, CED ABC \(CED sponsored\)](#)  
**Cc:** [Sawyer, Jane Preston \(CED\)](#); [McConnell, Erika B \(CED\)](#); [Christensen, Christine A \(DOL\)](#); [choe7779@hotmail.com](mailto:choe7779@hotmail.com)  
**Subject:** Alaska Workers" Compensation Protest, Alcohol License #4440, LC Star Investment Co. dba Flying Chinook Bar & Grill  
**Date:** Tuesday, July 17, 2018 1:37:46 PM  
**Attachments:** [700002946 Alcohol License 4440, LC Star Investment Co. dba Flying Chinook Bar & Grill Protest.pdf](#)  
[700002946stmt14.pdf](#)  
**Importance:** High

---

Hello AMCO et al.,

Attached please find the Alaska Division of Workers' Compensation's protest of the renewal or transfer of alcohol license #4440, LC Star Investment Co. dba Flying Chinook Bar & Grill. It is my understanding that this license was listed officially 'expired' as of March 10, 2018. Thus our belated protest.

A hard copy will go out in tomorrow's mail to your Anchorage office and as noted, by certified mail to the registered agent of LC Star Investment Co. This email is copied to applicant Chung K. Choe as well as Investigator Christine Christensen.

You are welcome to contact me via this email address or the telephone number below regarding this matter.

Thank you,

**/s/Andrea Mogil**  
**State of Alaska**  
**Department of Labor and Workforce Development**  
**Workers' Compensation Division**  
**Collections Officer**  
Phone: (907) 465-6919

Alaska Department of Labor and Workforce Development  
Workers' Compensation Division  
P.O. Box 115512  
Juneau, AK 99811-5512

**NOTICE:**

This e-mail, including attachments, may be for collection purposes and contains information that may be confidential, protected by the attorney/client or other privileges, or exempt from disclosure under applicable law. Further, this e-mail may contain information that is proprietary. This e-mail, including attachments, constitutes non-public information intended to be conveyed only to the designated recipient of this communication, please be advised that any disclosure, dissemination, distribution, copying, or other use of this communication or any attached document is strictly prohibited. If you have received this communication in error, please notify the sender immediately by reply e-mail and promptly destroy all electronic and printed copies of this communication and attached documents.



THE STATE  
of ALASKA

GOVERNOR BILL WALKER

Department of Labor and  
Workforce Development

DIVISION OF WORKERS' COMPENSATION  
BENEFIT GUARANTY FUND - COLLECTIONS

P.O. Box 115512 Juneau, Alaska 99811-5512  
Main: 907.465.2790 Fax: 907.465.2797

July 17, 2018

Department of Commerce, Community & Economic Development  
Alcoholic Beverage Control Board  
Attn: Jane Sawyer, Business Licensing Examiner  
550 W 7<sup>th</sup> Avenue, Ste. 1600  
Anchorage, AK 99501

7/17/2018 to Employer Certified: 91 7108 2133 3937 6881 0794

**RE: CREDITOR'S HOLD REQUEST - PROTEST TO RENEWAL OR TRANSFER OF ALCOHOL LICENSE  
LIQUOR LICENSES NO.: 4440  
NAME OF LICENSE OWNER: LC Star Investment Co., Inc.  
NAME OF ESTABLISHMENT: Flying Chinook Bar & Grill  
NAME OF CURRENT ESTABLISHMENT OWNER: No Current Active Business License**

The Department of Labor and Workforce Development, Division of Workers' Compensation, hereby files notice of their objection to the renewal or transfer of Alcohol License #4440, issued to Establishment Flying Chinook Bar & Grill, Owner LC Star Investment Co. This notice is to serve as a Creditor's Hold Request, as provided for and in accordance with AS 04.11.360, for **renewal of this licenses or issuance of future alcohol licenses for the premises located at 4616 or 4610 Spenard Road, Anchorage, AK 99517 to LC Star Investment Co. or its successors in interest at these addresses.**

The uninsured employer, Respondent, LC Star Investment Co., Inc., was ordered by the Alaska Workers' Compensation Board (AWCB) in Decision and Order 10-0151 in AWCB case #700002946, to pay a civil penalty of \$147,600.00, for operating in violation of AS 23.30.075 and .080.

The employer has been declared in default by the Director for failure to make timely payments, and the Alaska Workers' Compensation Benefits Guaranty Fund is owed \$90,100.00; this amount takes into account payments remitted, and other debits and credits, as applicable, to account for every financial transaction associated with the repayment of the assessed civil penalty.

Additionally, based on business licensing information available on the Alaska Corporations, Business and Professional Licensing database, it is the observation of the Division of Workers' Compensation that LC Star Investment Co. does not now and has not owned or operated Flying Chinook Bar & Grill, and does not now have an active business license for any business at the licensed premises. Nor is there an active, current business license on record for Flying Chinook Bar & Grill at this time.

The name and address of the claimant: State of Alaska, Department of Labor and Workforce Development, Division of Workers' Compensation, Benefits Guaranty Fund - Collections, P.O. 115512, Juneau, Alaska 99811-5512. Payment should be made payable to: Alaska Workers' Compensation Benefits Guaranty Fund, and the following case identification referenced in the memo field: AWCB Case No. **700002946**.

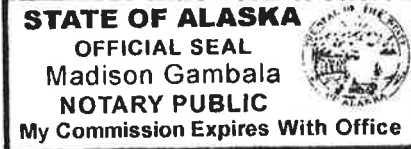
A lien is now claimed for the amount of \$90,100.00, as described above.

DATED this 17th day of July, 2018

State of Alaska, Department of Labor & Workforce Development  
Alaska Workers' Compensation Benefits Guaranty Fund

  
Andrea Mogil, Collection Officer

~~SUBSCRIBED and SWORN to before me~~ this 17th day of July, 2018



  
Notary Public in and for Alaska  
My Commission Expires With Office

Cc: Han K. Choe, Registered Agent  
LC Star Investment Co.  
555 W. Northern Lights Blvd., Ste. 216  
Anchorage, AK 99503

Chung K. Choe: [choe7779@hotmail.com](mailto:choe7779@hotmail.com)

Investigator Christine Christensen: [Christine.christensen@alaska.gov](mailto:Christine.christensen@alaska.gov)

Enclosure: Benefit Guaranty Fund Statement #14, Case #700002946