

# Notice of Violation

(3AAC 306.805)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 7-13-17

License #/Type: Beverage Dispensary - 4353

Licensee: Latin Connection Entertainment LLC

Address: 333 W. 4th Avenue, Anchorage

DBA: Playhouse

AMCO Case #: AB17-0252

This is a notice to you as licensee that an alleged violation has occurred. If the Marijuana 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.

It has been brought to the attention of AMCO Investigators by members of the Anchorage CAP Team, that from June 4th to June 8th, four summonses were issued for failing to maintain server education at your establishment. Server Kyle Joseph Coryell received summonses on June 4, 7 and 8 (TAPS card expired 5-10-17). Manager Tahjimsi Wyam Carmen-Harrison, aka TJ Carmen, received a summons on June 7th for expired server education (TAPS expired 8-14-15). Further when CAP Team members attempted to enter the club on the night of June 2 into early morning of June 3, Manager TJ Carmen attempted to block their access, advising them that Playhouse was a private club. On the evening of May 19th into the morning of May 20 and evening of June 3rd into the morning of June 4th, members of the Anchorage Police report that they smelled both burnt and unburnt marijuana within your premises. When licensee Hector Ortiz was later interviewed, he admitted that he has also smelled the odor of marijuana within the licensed premises. You were issued a citation for violation of AMC8.35.416.150, licensee responsible for violations.

See page two for further.

3 AAC 306.805 provides that upon receipt of a Notice of Violation, a licensee may request to appear before the board and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice. A licensee may respond, either orally or in writing, to the Notice. 3 AAC 306.810(3)(A)(B)(C) failed, within a reasonable time after receiving a notice of violation from the director, to correct any defect that is the subject of the notice of violation of AS 17.38 or this chapter, a condition or restriction imposed by the board or other applicable law.

IT IS RECOMMENDED THAT YOU RESPOND IN WRITING TO DOCUMENT YOUR RESPONSE FOR THE MARIJUANA CONTROL BOARD.

\*Please send your response to the address below and include your Marijuana Establishment License Number in your response.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE: 

SIGNATURE: 

Delivered VIA: Mail

Date:

7013 2250 0000 9617 5545

# Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 7-13-17

License #/Type: Beverage Dispensary #4353

Licensee: Latin Connection Entertainment, LLC

Address: 333 W. 4th Ave, 99501

DBA: Playhouse

AMCO Case #: 17-0252

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.

PAGE 2 CONTINUED

As of 7-14-17, none of your employees are covered by workers compensation. During your 2017-2018 renewal process, you as the licensee are required to have current server education, your TAPS card had expired on 4-16-16. You did not obtain new server education until 6-12-17. These are violations of Title IV and Anchorage Municipal Ordinance 10.50.015(S) which states you have to have server education prior to employment. On 6-2-16, Bartender Ralph Ernest Dillon was asked to provide proof of server education to which he could not, APD Report 17-021868. Finally on 7-9-17, APD Report 17-027147, indicates they located three under 21 persons on the premises at 0255 hours.

Your attention is turned to AS 04.21.025: Server education (4 violations), 3AAC304.465: Alcohol server education course (1 violation), AS 04.11.630: Accessibility of license and licensed premises to inspection (1 violation), AS 04.21.030: Responsibilities of licensees, agents, and employees (11 violations), AS 04.16.150: Licensee responsible for violations (11 violations), AS 04.11.370: Suspension and revocation of licenses and permits (1 violation) and AS04.16.052: Furnishing of alcoholic beverages to persons under the age of 21 by licensees (3 violations).

**You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence 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 AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.**

**\*Please send your response to the address below and include your alcohol license number in your response.**

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.

Alcohol & Marijuana Control Office  
ATTN: Enforcement  
550 W. 7<sup>th</sup> Ave, Suite 1600  
Anchorage, Alaska 99501  
[amco.enforcement@alaska.gov](mailto:amco.enforcement@alaska.gov)

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE:

SIGNATURE:

Delivered VIA: Mail

Date:

From Latin Connection Entertainment LLC DBA Playhouse

Hector J. Ortiz

4110 Northstar Street

Anchorage Alaska, 99503

TO: ABC Board

Ref: Your Letter, Violations Dtd 7/1317

1. My manager T.J. Carmen was delegated the responsibility to over see the TAP program and failed to this. I never work the bar, made a mistake in thinking that and I had an oversight in this. However I obtained a card shortly after the occurrence. I had delegated responsibility for the TAP compliance but obviously we failed in that area.
2. It was never brought to my attention that anyone under the age of 21 was served alcohol Only cleaning staff remains past 3:00AM on premises to clean.
3. The bar was closed for operation on 29 June and we had no employees to cover under Workman's compensation. I don't intend to open again. I spoke to Workman's Compensation and reported the investigator.
4. I had a conversation with the police about the smell of Marijuana and reasoned that the smell of marijuana , while I do not condone it, is prevalent in all clubs where young people attend. They use it outside or in their cars and bring the smell into the club. I don't recall the citation for this.
5. I have in the past always maintained good rapport with APD. We have had our problems like any other club that serves young people. I do not condone anyone impeding the police from entering the premise, especially If they are conducting an investigation. Apparently according to witnesses and the manager the police came to arrest an unregistered sex offender with what the manager thought they should have and a warrant. He apparently was in her way and she entered the club. I feel that if it was

6. serrious enough for a citation she should have been arrested on the spot.. I consider that very serious offense.
7. I realize that I am responsible because it is my Corporation, Club, Lease and License. Unfortunately I trusted a manager to run the operation who instead ran it into the ground by not doing his job. He took the businss to the ground and alleniated the city against me. I am presently out of business and will reiterate that I do not have any plans to continue.
8. I have a 5 September court date for violations issued by the police. My lawyer is awaiting instructions or information from the authorities to proceed.
9. I am in very poor health right now and the constant hospitalizations and appointments have caused me to be remiss in meeting responsibilities and dead lines. Please understand that I have been overwhelmed with all this business and all the recent occurrences. I have a good record of civic involvement and cooperation with the city.
10. Please be advised that I am no longer associated T.J Carmen. An audit indicates that he was seriously embezzling cash and became a heavy drug user. He broke in the premise stole and sold a bunch of club property and left town without notice. I am launching an investigation with the police.
11. If possible I would like to meet with you at you convenience.

Hector J Ortiz

(907) 202-5054

(907) 764-8680



Alaska Alcoholic Beverage Control Board

**Form AB-17: 2019/2020 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 liquor license that will expire on December 31, 2018. 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 correctly and submitted to the Alcohol & Marijuana Control Office (AMCO)'s main office, along with all other required documents and fees, before any renewal license application will be considered complete. 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.

<b>Licensee:</b>	Latin Connection Entertainment LLC	<b>License #:</b>	4353
<b>License Type:</b>	Beverage Dispensary	<b>Legal Ref.:</b>	AS 04.11.090
<b>Doing Business As:</b>	Playhouse		
<b>Premises Address:</b>	333 W 4th Avenue, Ste 207		
<b>Local Governing Body:</b>	Municipality of Anchorage		
<b>Community Council:</b>	Downtown		
<b>Mailing Address:</b>	4110 Northstar St., Anchorage, AK 99503		
<b>City:</b>	Anchorage	<b>State:</b>	Alaska
		<b>ZIP:</b>	99503

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.

<b>Contact Licensee:</b>	Hector J. Ortiz	<b>Contact Phone:</b>	764-8680
<b>Contact Email:</b>	hectoro@gci.net		

**Optional:** If you wish for AMCO staff to communicate with 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.

<b>Name of Contact:</b>	Ken Fuller	<b>Contact Phone:</b>	229-1178
<b>Contact Email:</b>	fulfish@yahoo.com		



# Form AB-17: 2019/2020 Renewal License Application

## Section 2 – Entity or Community Ownership Information

This top subsection must be completed by any licensee that is a **corporation** or **LLC**. Corporations and LLCs are required to be in good standing with the Alaska Division of Corporations, Business & Professional Licensing (CBPL). This number 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 using the following site:** <https://www.commerce.alaska.gov/cbp/main/search/entities>

General partnerships and local governments should skip to the second half of this page. Licensees who directly hold a license as an individual or individuals should skip to Section 3.

Alaska CBPL Entity #:	82477D
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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.

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 **stockholder 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.

Name of Official:	Hector J. Ortiz				
Title(s):	Member/Manager	Phone:		% Owned:	100
Mailing Address:	4110 Northstar St.				
City:	Anchorage	State:	Alaska	ZIP:	99503

Name of Official:					
Title(s):		Phone:		% Owned:	
Mailing Address:					
City:		State:		ZIP:	

Name of Official:					
Title(s):		Phone:		% Owned:	
Mailing Address:					
City:		State:		ZIP:	



# Form AB-17: 2019/2020 Renewal License Application

## Section 3 – Sole Proprietor Ownership Information

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. Entities should skip to Section 4. The following information must be completed for each licensee and each affiliate (spouse).

This individual is an:  applicant  affiliate (spouse)

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

This individual is an:  applicant  affiliate (spouse)

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

## Section 4 – Alcohol Server Education

This section must be completed only by the holder of a **beverage dispensary, club, or pub** license or **conditional contractor's permit**. The holders of all other license types should skip to Section 5.

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:

2017    2018

To The license was regularly operated continuously throughout each year. (license operated at least  2017  2018 until ABC Board pulled the license)

The license was regularly operated during a specific season each year.  2017  2018

The license was only operated to meet the minimum requirement of 240 total hours each calendar year.  2017  2018  
*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.  2017  2018  
*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.*



Alaska Alcoholic Beverage Control Board  
**Form AB-17: 2019/2020 Renewal License Application**

**Section 6 - Violations and Convictions**

**Applicant violations and convictions in calendar years 2017 and 2018:**

	Yes	No
Have any notices of violation (NOVs) been issued to this licensee in the calendar years 2017 or 2018?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 2017 or 2018?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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.

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 Board.

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.

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.

Hector J. Ortiz  
 Signature of licensee

[Signature]  
 Signature of Notary Public

Hector J. Ortiz  
 Printed name of licensee

Member/Manager  
Latin Connection Entertainment LLC



Notary Public, in and for the State of ALASKA

My commission expires: W/OFFICE

Subscribed and sworn to before me this 5 day of FEB, 2019.

Seasonal License?  Yes  No

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

License Fee:	\$ 2500.00	Application Fee:	\$ 300.00	TOTAL:	\$ 2800.00
Miscellaneous Fees:					
GRAND TOTAL (if different than TOTAL):					



**Hector J. Ortiz**  
Latin Connection Entertainment LLC  
4110 Northstar Street  
Anchorage, Alaska 99503

February 15, 2019

Johnathan Church  
Occupational Licensing Examiner  
Dept. of Commerce, Community and  
Economic Development  
Alcohol & Marijuana Control Board  
550 West 7<sup>th</sup> Ave  
Suite 1600  
Anchorage, Alaska 99501

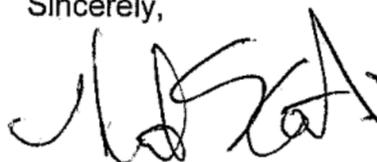
Re: Incomplete Renewal Application for License # 4353 DBA Playhouse

Dear Mr. Chuch:

The purpose of this letter is to respond to your January 30, 2019 letter concerning the above referenced matter, and to supplement the Renewal Application for License # 4353 DBA Playhouse. You acknowledged my the listing of the "NOV" in response to the inquiries set out in "Section 6 - Violations and Convictions" but request additional information concerning "convictions". There is no additional information concerning any convictions, because there were no convictions, other than the fact that licensee received a *citation* for the NOV and paid a \$500 fine, as explained in the continuation sheet to the Section 6 answers. In making those answers and certifications on Form AB-17 of the renewal form I was only attempting to be complete and truthful in my answers because the NOV I mentioned resulted in a "citation" which was resolved by payment of a \$500 fine.

Enclosed with this letter is a new signed and notarized Form AB-17 for AMCO to insert into the Latin Connection Entertainment LLC Renewal License Application as a supplement.

Sincerely,



Hector J. Ortiz  
Member/Manager of Latin  
Entertainment, LLC

HC  
Enclosure

