



MEMORANDUM

TO: Alcoholic Beverage Control Board DATE: July 9, 2019
FROM: Erika McConnell, Director RE: 679 & 680 McGuire's Tavern

Requested Action: Transfer of controlling interest

Statutory Authority: AS 04.11.040(c): "A person may not receive or transfer controlling interest in a liquor license issued to a partnership, including a limited partnership, a limited liability organization, or a corporation under this title, except with the written consent of the board."

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 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; approve the transfer with delegation

Background: This is an application for transfer of controlling interest of a beverage dispensary license and package store license in McGrath from Allan Anderson 95% and Allan Anderson II 5% to Allan Anderson II 100%. Allan Anderson, the 95% owner, died in April of 2018. The Department of Labor - Workers Compensation objects to these transfers due to non-compliance.

Attachment: Objection for license 679
Objection for license 680



THE STATE
of **ALASKA**
GOVERNOR MICHAEL J. DUNLEAVY

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

ALCOHOL & MARIJUANA CONTROL OFFICE

550 West Seventh Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

May 3, 2019

Department of Revenue
Department of Labor, Employment Security
Department of Labor, Workers' Compensation
Via email: theresa.mitchell@alaska.gov
elizabeth.glooschenko@alaska.gov
rizalina.olde@alaska.gov
velma.thomas@alaska.gov
erwin.fariolan@alaska.gov
dor.tax.collections@alaska.gov

License Number:	679
License Type:	Beverage Dispensary
Applicant:	McGuire's Tavern & Liquor, Inc.
Doing Business As:	McGuire's Tavern
Transferee EIN:	92-0169605
Transferor EIN:	92-0169605

Transfer of Ownership Application

Transfer of Controlling Interest

AS 04.11.330(b) and AS 04.11.370(a)(6) require that an applicant for a liquor license operate in compliance with each applicable public health, fire, safety, and tax code and ordinance of the state and the local governing body in which the applicant's proposed licensed premises are located.

This letter serves to provide written notice and request for compliance status from the above referenced entities regarding the above application (see attached application documents for more information). **Please complete and return this form to the AMCO office at alcohol.licensing@alaska.gov.**

REVIEWER: ERWIN FARIOLAN

- DOR
- Employment Security
- Workers' Compensation

DATE: 5/6/2019 PHONE: (907) 465-6919

Compliant Non-compliant

Transfer declined until further notice that this employer is in compliance with the Alaska
COMMENTS: Worker's Compensation Act.

If you have any questions, please send them to alcohol.licensing@alaska.gov.

Sincerely,

Erika McConnell
Director, ABC Board



May 3, 2019

Department of Revenue
Department of Labor, Employment Security
Department of Labor, Workers' Compensation
Via email: theresa.mitchell@alaska.gov
elizabeth.glooschenko@alaska.gov
rizalina.olde@alaska.gov
velma.thomas@alaska.gov
erwin.fariolan@alaska.gov
dor.tax.collections@alaska.gov

License Number:	680
License Type:	Package Store
Applicant:	McGuire's Tavern & Liquor, Inc.
Doing Business As:	McGuire's Tavern
Transferee EIN:	92-0169605
Transferor EIN:	92-0169605

Transfer of Ownership Application

Transfer of Controlling Interest

AS 04.11.330(b) and AS 04.11.370(a)(6) require that an applicant for a liquor license operate in compliance with each applicable public health, fire, safety, and tax code and ordinance of the state and the local governing body in which the applicant's proposed licensed premises are located.

This letter serves to provide written notice and request for compliance status from the above referenced entities regarding the above application (see attached application documents for more information). **Please complete and return this form to the AMCO office at alcohol.licensing@alaska.gov.**

REVIEWER: ERWIN FARIOLAN

- DOR
 Employment Security
 Workers' Compensation

DATE: 5/6/2019 PHONE: (907) 465-6919

Compliant Non-compliant

Transfer declined until further notice that this employer is in compliance with the Alaska Worker's

COMMENTS: Compensation Act.

If you have any questions, please send them to alcohol.licensing@alaska.gov.

Sincerely,

Erika McConnell

Erika McConnell
Director, ABC Board