



MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: January 21, 2020

FROM: Glen Klinkhart, Interim Director

RE: 5349 Rice Bowl

Requested Action: Consideration of lack of right, title and interest.

Statutory and Regulatory 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 04.11.540: "Notwithstanding AS 04.11.680, an application for renewal of a license issued for the two calendar years ending December 31 or of a seasonal license issued for parts of those calendar years may be submitted up until the next February 28. If a complete application for renewal has not been filed by February 28 or the required fees and the penalty fees have not been paid by that date, the license expires at 12:00 midnight February 28. A new license may not be issued to the holder of an expired license for the same premises except on proof satisfactory to the board of good cause for the failure to file and pay."

Staff Rec.: Expire the license.

Background:

This restaurant or eating place license in the Municipality of Anchorage is held solely by Rong Jia Chen as a sole proprietor. This license will expire naturally February 28, 2020 and AMCO has not received a completed renewal application to date.

On May 16, 2019, AMCO staff discovered that the Rice Bowl was no longer operating and lost right, title and interest in the premises. Immediately staff sent a written notice to the licensee requesting that the license is surrendered and provides additional options for the licensee to resolve the matter. The licensee was given a 30-day deadline to contact our office.

On November 27, 2019 AMCO staff sent an additional written notice stating that the office had not received a response. This notice was returned by the postal service, labeled as "unclaimed, unable to forward" on December 12, 2019.

Attachment: 11/27/2019 Letter
Copy of Returned Mail
5/16/2019 Letter
Email regarding Lack of Operations



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

Department of Commerce, Community,
and Economic Development

ALCOHOL AND MARIJUANA CONTROL OFFICE
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

November 27, 2019

Rong Jia Chen
810 East 6th Ave.
Anchorage, AK 99501

Via Email: ricebowl.ak@gmail.com

Re: Rice Bowl License 5349

Dear Rong Jia Chen:

It has come to the attention of the AMCO office that license 5349 DBA Rice Bowl is no longer operating and that you have lost right, title, and interest in the premises. Staff attempted contact with you in May of 2019 and has yet to receive a response and enforcement inspections confirmed the non-operation of your establishment.

License 5349 DBA Rice Bowl will be going before the Alcoholic Beverage Control Board at their January 21-22 Meeting in Juneau Alaska. Call in information and an agenda with the approximate order of consideration will be posted on the AMCO homepage about one week before the meeting.

Please be aware that action may be taken against your license at this meeting.

Sincerely,

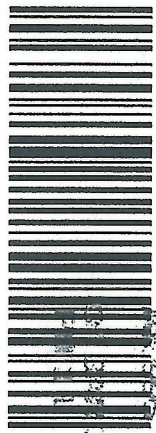
A handwritten signature in black ink that reads "Mikal Martin".

Mikal Martin
Records and Licensing Supervisor

cc: License File

CERTIFIED MAIL

State of Alaska
Department of Commerce, Community
and Economic Development
Alcohol & Marijuana Control Office
550 W. 7th Avenue, Suite 1600
Anchorage, AK 99501



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UNITED STATES POSTAGE

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Handwritten initials/signature

November 27, 2019
Rong Jia Chen
810 East 6th Ave.
Anchorage, AK 99501

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Handwritten initials/signature



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

Department of Commerce, Community,
and Economic Development

ALCOHOL AND MARIJUANA CONTROL OFFICE
550 West 7th Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

May 16, 2019

Rong Jia Chen
DBA Rice Bowl
610 East 6th Avenue
Anchorage, AK 99501

Via Email: ricebowl.ak@gmail.com

RE: Rice Bowl, License #5349

Dear Rong Jia Chen:

It has come to my attention that license 5349 DBA Rice Bowl is no longer operating and that you have lost right, title and interest in the premises.

It is required that you surrender the license to the AMCO office immediately, and then complete one of the following options within 30 days of this notice:

- 1) Request that AMCO expire license 5349.
- 2) Submit a transfer of location application to either
 - a. Another premises
 - b. Or "no premises"
- 3) Provide AMCO with information that indicates that you have regained right, title and interest in the licensed premises.

These actions must be completed within 30 days of this notice or action may be taken against your license.

If you have questions regarding this matter please contact alcohol.licensing@alaska.gov.

Thank you.
Sincerely,

A handwritten signature in black ink, appearing to read "Mikal Milton".

Mikal Milton, Records and Licensing Supervisor

Cc: AMCO Enforcement
License file

From: [Hoelscher, James C \(CED\)](#)
To: [Milton, Mikal C \(CED\)](#); [Davies, Jason M \(CED\)](#)
Cc: [Sawyer, Jane Preston \(CED\)](#)
Subject: RE: 5349 DBA Rice Bowl
Date: Thursday, May 16, 2019 12:14:42 PM

That what is operating? Rice Bowl or the marijuana store?

Rice Bowl is no longer operating.

From: Milton, Mikal C (CED)
Sent: Thursday, May 16, 2019 12:13 PM
To: Davies, Jason M (CED) <jason.davies@alaska.gov>; Hoelscher, James C (CED) <james.hoelscher@alaska.gov>
Cc: Sawyer, Jane Preston (CED) <jane.sawyer@alaska.gov>
Subject: 5349 DBA Rice Bowl

Hello,

We have a marijuana application that has applied for the same premises that this establishment is located in and proved right and title to the premises.

Before licensing determines how to move forward, would you mind having an enforcement officer go out and check if it's operating?

When licensing sent an inquiry to the applicant they read the email but did not respond.

Please let me know if you need more information.

Thank You,

Mikal Milton
Records and Licensing Supervisor
Alcohol and Marijuana Control Office
Phone: 907.269.0350
alcohol.licensing@alaska.gov
marijuana.licensing@alaska.gov



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