MEMORANDUM

TO: Alcoholic Beverage Control Board  DATE: June 11, 2021

FROM: Carrie Craig, RLS  RE: Market Basket Inc.

Requested Action: Request to allow continued operations by the personal representative.

Statutory Authority:
- AS 04.11.030(a): “The executor or administrator of the estate of a person who was operating a business as a sole licensee under a licensed authorized by this title may continue to operate the licensed business until an application for transfer of a license to another person is approved or until the licensed is forfeited under (b) of this section.”
- AS 04.11.030(b): “If an application for the transfer of ownership of a license from a deceased licensee is not made within 90 days of the death of the licensee or within an additional 90 days if an application for transfer of ownership made by the executor is denied, or no petition is made to the board for an extension of time under (c) of this section within the time, the license is forfeited.”
- AS 04.11.030(c): “The board may extend the time limits in (b) of this section on petition of the executor or administrator.”

Background: On February 27, 2020 Rudolf Gavora, who held the majority interest in the corporation, passed away. Transfer applications have not yet been submitted to AMCO for review but are in process. Counsel for the Personal Representative, Daniel Gavora, is requesting permission from the ABC Board to continue operating the six licenses owned by the corporation during the transfer process.

Attachments: Licensee request
Letters Testamentary
Redacted Death Certificate
May 20, 2021

Mr. Glen Klinkhart
Alcohol & Marijuana Control Office
550 West 7th Avenue
Suite 1600
Anchorage, Alaska 99501

VIA EMAIL

Re: Market Basket, Inc.
Package Store #71 Ester gas
#68 Hot Springs Gas
#435 Garden Island Party Store
#703 Gavora’s Fine Wine
#1134 Thrifty Liquors
#4663 Badger Gas
Death of Licensee

Dear Glen:

I am writing this letter to clarify my previous letter to you on behalf of my client Market Basket, Inc. which operates the aforementioned liquor licenses in Fairbanks.

Please be advised that one of the licensees, Mr. Rudolf Gavora, passed away on February 27, 2020. His brother, Daniel Gavora, has gone through the process of probate and has been appointed the personal representative of his estate. Please find attached hereto copies of the Death Certificate and Letters of Testamentary for the license file.

Daniel is in the process of transferring the deceased’s interest in the licenses via a stock transfer. This office will be filing the transfer applications within the next month. Daniel would like to continue to operate the licenses until the stock transfers are complete.

My client and I are available at any time to discuss this matter with you further should you feel such a discussion is necessary. Thank you for your time and courtesy in this regard.
Sincerely yours,
By: s/ W. Sherman Ernouf

cc: Client
Attachments
In the Matter of the Estate of RUDOLF LEE GAVORA, Deceased.

Case No. 4PA-20-00132 PR/E

LETTERS TESTAMENTARY

The will of Rudolf Lee Gavora having been admitted to probate, Dan Gavora is appointed personal representative of the estate.

Date: April 12, 2020

Acceptance

I, Dan Gavora, accept the duties and promise to perform the duties as required by law of the office of personal representative of the estate of Rudolf Lee Gavora. I acknowledge my duty as personal representative to:

(a) take possession and control of decedent's property as required by AS 13.16.380, determine the liabilities of the estate, and complete an inventory as required by AS 13.16.365;

(b) provide notice to heirs and devisees as required by AS 13.16.360;

(c) provide notice to creditors as required by law, publish notice when required, and review and either accept or reject claims as required by AS 13.16.455-.515, except as provided by AS 13.16.690;

(d) advise the court in writing of my address and telephone number as required by Probate Rule 8;

(e) file returns for state estate taxes, if required by AS 43.31.121, and AS 43.31.250;

(f) pay homestead, exempt property and family allowances as required by AS 13.12.401-.405, costs of administration and other claims as required by AS 13.16.470,
and distribute the assets of the estate; and

(g) close the estate as soon as appropriate as required by AS 13.16.620-.670.

No bond is required to be filed.

3/25/2020  

Date  

Dan Gavora  
P.O. Box 70021  
Fairbanks, Alaska 99707  
(907) 455-1549

VERIFICATION

I, Dan Gavora, being first duly sworn, upon oath, depose and state as follows:

I am the person named above; I have read the foregoing document and understand the contents thereof; I have executed it freely and voluntarily for the uses and purposes set forth therein; and, I verify that the same is true of my own knowledge and belief.

Dan Gavora

SUBSCRIBED AND SWORN to, before me, on this day,  


Notary Public in and for Alaska  
My Commission Expires: 11/21/22

Letters Testamentary  
In the Matter of the Estate of Rudolf Lee Gavora  
Case No. 4PA-20- PR/E  
Page 2
**ALASKA DEPARTMENT OF HEALTH AND SOCIAL SERVICES - BUREAU OF VITAL STATISTICS**

**P.O. Box 10075, Juneau, AK 99811-0075**

**DATE FILED:** 02/11/2020

**STATE FILE NO.:** 20200000698

---

**STATE OF ALASKA**

**CERTIFICATE OF DEATH**

**Date of Death:** 02/27/2020

**Place of Death:** Fairbanks, Alaska

**Name of Deceased:** NICHOLAS P. GAVORA

**Relationship to Decedent:** Spouse

**Spouse's Name:** DONNA LEE TIGHE

**Decedent's Occupation:** Business Owner

**Place of Occurrence:** Retail and Real Estate

**Place of Death:** Fairbanks, Alaska

**Facility of Death:** Blanchard Family Funeral Home

**County of Death:** North Star

**City or Town of Death:** Fairbanks

**Zip Code:** 99707

**Social Security Number:** 123-45-6789

**Date of Birth:** 01/01/1950

**Sex:** Male

**Race:** White

**Hispanic Origin:** No

**Residence State:** Alaska

**Residence County:** Fairbanks North Star

**Street and Number:** 1650 Cowles Street

**City or Town:** Fairbanks

**State or Zip Code:** AK 99701

**Place of Birth:** Fairbanks, Alaska

**Birth Certificate Number:** 123-45-6789

**Father's Name:** VLADIMIR PAUL GAVORA

**Mother's Name:** DONNA LEE TIGHE

**Next of Kin:** DONNA LEE TIGHE

**Place of Death:** Fairbanks, Alaska

**Time of Death:** 12:26

**Date Pronounced Dead:** 02/27/2020

**Cause of Death:** Heart disease

**Resident of:** Alaska

**Address:** 1650 Cowles Street

**City:** Fairbanks

**State:** AK

**Zip Code:** 99701

**License Number:** 123-45-6789

**Date of License:** 02/08/2020

**Date of Death:** 02/27/2020

**Date of License:** 02/08/2020

---

**I CERTIFY THAT THIS IS A TRUE, FULL AND CORRECT COPY OF THE ORIGINAL CERTIFICATE ON FILE IN THE BUREAU OF VITAL STATISTICS, DEPARTMENT OF HEALTH AND SOCIAL SERVICES, JUNEAU, ALASKA.**

---

**State Registrar:**

**Date Issued:** MARCH 11, 2020

**Signature:**

---

**This copy not valid unless prepared on engraved border displaying the date, seal and signature of the Alaska State Registrar.**

---

**ANY ALTERATION OR ERASURE voids this CERTIFICATE.**