



News Release

Oregon Liquor Control Commission
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OLCC Commissioners approve liquor license applications, update rules and announce a future hearing on extending the 50-cent surcharge on distilled spirits

Portland, OR – At their monthly commission meeting, June 25, 2014; the Commissioners of the Oregon Liquor Control Commission approved the following liquor license applications:

Magic Inn, 619 SE 122nd Ave., Portland – Licensee is Whitney Brothers, LLC; Steven J. Hopkins and Tarisa E. Whitney, members.

Sam's Hideaway Restaurant & Lounge, 545 SE 162nd St., Portland – Licensee is Raz Entertainment, Inc.; Ramin Razilov, Ruslan Razilov, and Larisa Rozilov, corporate principals.

The Commissioners approved the following administrative rule changes:

License Refusal Criteria: Applicant Qualifications (OAR 845-005-0325) This amendment aligns the rule language with the statutory change from Senate Bill 37 which expanded the liquor license refusal bases to include some federal law convictions.

Service Permit Denial & Cancellation Criteria (OAR 845-009-0020) These amendments restructure the rule, adding language regarding service permit cancellations, and revise some of the grounds where the Commission provide good cause to overcome a refusal basis.

Fixtures, Furniture & Furnishings (OAR 845-013-0030) The amendment brings the maximum permissible amount that suppliers may provide to retailers for display bins and racks in line with industry and federal standards.

The Commissioners approved **Salem East #1157** liquor store at 698A Lancaster Dr. NE, Salem to sell beer and wine. The liquor store owner is Doug Powell.

The Commissioners revised the retail operation manual in regard to the criteria for second store appointment and removed the distance requirement between stores owned by the same liquor store agent. Retail liquor agents are private, independent contractors; they are not state employees. The Retail Services Division of the OLCC works closely with liquor agents to help them understand and follow liquor regulations and store operating procedures.

In other business, Executive Director Steven Marks discussed a change in the revenue forecast process that would create a \$33.8 million shortfall in funds otherwise expected to be available to the state budget. The current 50-cent surcharge per bottle (25-cents per mini) on distilled spirits is scheduled to expire on June 30, 2015. The surcharge funds are important to public safety needs and the Executive Director recommended the Commission take action to reauthorize the existing 50-cent surcharge through June 30, 2017. The Commissioners concurred and directed staff to schedule a public hearing and open the record for public comment. It is anticipated that the commission will take testimony and final action on the issue at its regular August meeting. The issue being considered is limited to reauthorizing the existing 50-cent surcharge on a temporary basis. The surcharge first went into effect in 2009.

Executive Director Marks noted that reauthorizing the surcharge would ease the burden on the Governor's and legislative budget processes. Executive Director Marks also noted that the OLCC's budget requests for capital investments would further secure the stability of distilled spirits revenue including the 50-cent surcharge to meet increased consumer demands and grow revenue for critical programs at the state, city, and county levels.

The Commissioners ratified the following fines and liquor license suspensions based on stipulated settlement:

New Golden Star, 18836 SE Stark, Portland; will pay a fine of \$3,795 or serve a 23-day liquor license suspension for permitting unlawful activity when employees provided private security without being certified to do so. Licensee is New Golden Star, Inc.; Yuan Zhao and Jian Xie, corporate principals.

Triple Nickel Pub, 3646 SE Belmont, Portland; will pay a fine of \$1,485 or serve a nine-day liquor license suspension for permitting noisy activities. The City of Portland noise control officer issued a noise citation for this violation of Portland city code. Licensee is Triple Nickel Pub, LLC; Abdul Naboulsi and Fadi Naboulsi, members.

Thai Square, 8601 SE 17th Ave., Portland; will pay a fine of \$2,145 or serve a 13-day liquor license suspension for selling, serving, or allowing consumption of alcoholic beverages on the premises between the hours of 2:30 a.m. and 7:00 a.m. Licensee is Tamma, LLC; Ratri Tamma and Vishnu Srangkaew, members.

The Spot Sports Bar & Grill, 18855 SW TV Highway, Aloha; will serve a 21-day liquor license suspension for permitting unlawful activity when an employee provided private security services without being certified to do so. Licensee is LYC, LLC; Joshua Cha, James Yim, Wathary Yim, and Sivy Luy, members.

The Commissioners ratified the following stipulated settlements for failing to verify the age of a minor before allowing him or her to buy or be served an alcoholic beverage when he or she reasonably appeared to be under 26 years of age:

James Gang Pizza Factory, 1188 S. Main Street, Lebanon; will pay a \$1,485 fine or serve a nine-day liquor license suspension. Licensee is James Gang Pizza Factory, LLC; Charles James, member.

O & M Gas & Grocery, 395 Albany, Elgin; will pay a fine of \$1,155 or serve a seven-day liquor license suspension. Licensees are Michael Perry and Orrin Wagoner.

The Commissioners ratified the following stipulated settlements for permitting an employee(s) to mix, sell, or serve alcohol or supervise those who do without a service permit:

Barrio, 163 NW Minnesota Ave., Bend; has paid a fine of \$1,485. Licensee is Barrio, LLC; Steven Draheim, Kristin Luck, and Norihisa Juba, members.

D's Bar, 6732 NE Sandy Blvd., Portland; will pay a fine of \$1,485 or serve a nine-day liquor license suspension. Licensee is Martins Magic Corporation, Thana Martin, corporate principal.

Sextant Bar & Galley, 4035 NE Marine Dr., Portland; will pay a fine of \$3,795 or serve a 23-day liquor license suspension. Licensee is The Sextant Corporation; Mary Burch, Michael Burch, Elizabeth Guinette, and Burch Family Trust, corporate principals.

Let's He'd to Hale's, 174 E. Main, Hermiston; has paid a fine of \$1,485. Licensees are Dana Booney and Omer Booney.

China Delight, 8975 SW Beaverton-Hillsdale Hwy, Portland; will pay a fine of \$1,815 or serve an 11-day liquor license suspension. Licensee is United Chen's, Inc.; Bruce Chen and Lisa Chen, corporate principals.

Third Street Pub, 314 E. 3rd Street, Bend; will pay a fine of \$2,145 or serve a 13-day liquor license suspension. Licensee is Third Street Pub, LLC; Fred Guajardo and Cheryl Guajardo, members.

Hooters, 11875 N. Jantzen Dr. #A, Portland; will pay a fine of \$2,145 or serve a 13-day liquor license suspension. Licensee is Jantzen Beach Wings, LLC; Hooters of Oregon Partners, LLC and Larry Spitscanfsky, members.

Spud Monkey's, 17312 NE Halsey, Portland; will pay a fine of \$1,485 or serve a nine-day liquor license suspension. Licensee is Waterhole No 2 Saloon, Inc.; Burke Adams and Melissa Smith, corporate principals.

Owl's Nest, 11875 N. Jantzen Dr. #B, Portland; will pay a fine of \$1,485 or serve a nine-day liquor license suspension. Licensee is Oregon Owl's Nest, LLC; Hooters of Oregon Partners, LLC and Larry Spitscanfsky, members.

The five citizen commissioners are the policy-making body of the OLCC. They meet monthly for one or two days to make decisions on liquor licenses, rules, contested case hearings and appointments of liquor store agents. Commission meetings are held every other month at OLCC's main office, 9079 SE McLoughlin Blvd., Room 103A in Portland. Subsequent months, the meetings are held via phone. Agenda items can be obtained on-line at http://www.oregon.gov/OLCC/public_meetings.shtml

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