



Dipattamenton Kontribusion yan Adu'ana

DEPARTMENT OF

# REVENUE AND TAXATION

GOVERNMENT OF GUAM

Gubetnamenton Guahan

EDDIE BAZA CALVO, Governor  
RAYMOND TENORIO, Lt. Governor

JOHN P CAMACHO, Director  
DIREKTOR  
MARIE M. BENITO, Deputy Director  
SEGUNDO DIREKTOR

To: *Alcoholic Beverage Control Board*

From: *Secretary, Alcoholic Beverage Control Board*

Subject: *Minutes of Alcoholic Beverage Control Board Meeting – October 14, 2015*

Meeting was called at 5:05pm by Vice- Chairman Llaneta. In attendance were Vice Chairman Rey Llaneta, Secretary Tiffany Tam, and member Bing Mejia. Member John Ray Taitano was absent. ABC personnel present was Activing Supervisor Joe San Augustine and Mike Certeza.

Guests present was Mr. Marcus Cepeda from ServeSafe.

I. Old Business: *Minutes of Meeting – Feb. 25, July 29, August 12, Sept. 09, ~~XX~~ (Approval)  
April 8, June 24 (Pending approval)*

Bing Mejia motions to approve minutes of Feb 25, July 29, August 12 and Sept. 9. Vice-Chairman Llaneta seconds the motion. None opposed. Motion carries. Minutes of Feb. 25, July 29, August 12 and Sept. 9 are approved.

## II. New Business:

1. Mr. Marcus Cepeda from ServeSafe was presented at the meeting to follow up on his proposal. He emphasized that he had acquired a space at Acanta Mall to facilitate the training between 35 to 70 people. Vice-Chairman Llaneta said the board will and must review all packages. Joe San Augustine reminded Mr. Cepeda to ensure his packet or proposal meet law requirement. Mr. Cepeda said he will recruit at least six instructors. The board thanked Mr. Cepeda for his follow up.

### A.) Alcoholic Beverage License Application:

1. The Application for a Class 4, General Alcoholic Beverage license by the following business was given conditional approval by unanimous vote of the Board provided all conditions are met before the actual license is issued.

Min, Hui Sook. dba New Seafood Chef. A Class 4, General Alcoholic Beverage License, application on Lot: 4 Blk 2 Tract 259 E T Calvo Memorial Ind. Park, Tamuning (Restaurant – Transfer).

2. The Application for a Class 4, General Alcoholic Beverage license by the following business was given conditional approval by unanimous vote of the Board provided all conditions are met before the actual license is issued.

D'Vine Corporation. dba D'Vine Bistro. A Class 4, General Alcoholic Beverage License, application on Lot: 5078-New-1 Park Arcade Unit 210, Tumon (New-Restaurant)

The board instructed the compliance branch to inspect the business after six months after it opens to ensure the business remains operating as a restaurant.

3. The Application for a Class 5, General Off Alcoholic Beverage license by the following business was given conditional approval by unanimous vote of the Board provided all conditions are met before the actual license is issued.

Robert, Aliksa R. dba KSA Mart. A Class 5 General Off Sale Alcoholic Beverage License, application on Lot: 6-1 Blk 2 174 Rt-8, Barrigada

4. The Application for a Class 3, Wholesaler Alcoholic Beverage license by the following business was given conditional approval by unanimous vote of the Board provided all conditions are met before the actual license is issued.

M and B Incorporated dba Pacific Guam. A Class 3, Wholesaler Alcoholic Beverage License, application on Lot: Lot 2144-1D-1-R1, Tamuning.

The board currently conditionally approves the license. Applicant must provide amendment of corporation to show the current secretary be removed due to his current deposition in order to receive full approval and receive license.

***B) Temporary Alcoholic Beverage License(s) Applications:***

The board has unanimously voted to grant approval to the following temporary beverage licenses.

1. Merizo Municipal Planning Council dba Same. Temporary On Sale Beer License to be held on Oct. 16, 17, 18, 23 24 and 25, 2-15 at Malesso Son's and Daughter's Veterans Park.
2. Asahi Association of Guam dba: Same. Temporary On Sale Beer License to be held on Nov. 7, 8, 21 and 22, 2015 at Asahi Abai Lada Avenue, Dededo.
3. For discussion – Golf Club of Guam dba: Same. Temporary On Sale Beer License on Oct. 10 and 11, 2015 at Guam Greyhound Park, Tamuning.

***C) Manager/Assistant Manager Application(s):***

***Manager/Assistant Manager Applicant(s)***

***Place of Employment:***

1. Pesebre, Joselito D.

Central Restaurant

2. Chung, Ching Tao

Club With

3. Raphael, Sierra J.

Gekko the Gecko

4. Gapasangra Jr., Romeo T.

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5. Esguerra, Darwin A.

Jamaican Grill-Tumon

6. Villanueva, Jobelle D.

Ocean Lounge

7. Villanueva, Jobelle D.

Sea Grill Restaurant

8. Esperon, Janalynne Q.

Tony Roma's Hagatna

9. Mun, Hwa Sun K.
10. Paraiso-Roazul, Eva R.
11. Orio, Rogelio J.A.
12. Pourciau, Kyle W.
13. Razo, Christopher-Ben D.
14. Carganilla, Edmar T.
15. Perez Jr., Vincent
16. Chong, Katherine
17. Eustaquio, Paul A.
18. Hoek, Christine E.
19. Naputi, Jenny M.

Young Lounge  
 Leo Palace –All Outlets  
 Chung Hae Fusion & Fusion Tavern II  
 La Mimi Lounge  
 Tony Roma's T/Square  
 World Café  
 Downtown King B  
 Chicago II  
 Venue (The)  
 Outrigger- All Outlets  
 Partyland @ Route 1

*For information only*

**D) Other items for Discussion(s):**

**1) Alcoholic Server/Training Program**

- a) *Members of ABC Board were issued/provided copies on Bill No.9-33(Cor)*
- b) *Members of ABC Board review packages from Non-Profit Organization & Stakeholder-TIPS, TAM and Community Services & Resources, Inc.*
- c) *Members of ABC Board were advised to submit formal/comments about the program packet*

The board plans to have a special session review and providing recommendations on the Alcoholic Server/Training Program proposals received.

**2) Reminder Members Board: Pending Legislature Confirmation on Oct. 19, 2015**

**John Ray Taitano**

Awaiting John Ray Taitano's confirmation hearing. Until then he can attend meeting but cannot vote.

**3) Temporary Consumption Area:**

**Opich, Rinako dba: McKraut's Restaurant. A Class 4, General On Sale License #12821. Request your approval Temporary Additional Consumption Area for Octoberfest Event on Oct.15 thru 24, 2015. (see attach letter)**

The board unanimously voted to approve temporary consumption area for McKraut's Restaurant for Octoberfest event on Oct. 15 to 24, 2015.

**4) Temporary License in General consider/approve the application prior to the initiation of the event, Delegated to DRT Director/Deputy Director.**

The board discussed the incident of Golf Club of Guam's application for temporary license. The application was not brought to the board in due time for approval. It was brought to light that the non-profit group made attempt to bypass current process and received a temporary license signed by Revenue and Tax Department Director Marie Benito so the group can sell beer at the event. The compliance branch later showed a letter that was date on November 12, 2014 and signed by former

Chairman Franklin Leon Guerreo authorizing the Department Director or Deputy Director to sign temporary license in the event the board could not meet. Secretary McCarroll pointed out that the board has made quorum and it was not right that even with this letter in place, there were other organizations with their temporary alcohol licenses denied because they did not submit in due time. Secretary McCarroll further questioned that the board and the branch had not made exception for anyone so why did this particular group receive accommodation. Secretary McCarroll also pointed out that it is dangerous to have the Director or Deputy Director to be the authorized signatory for the temporary license because there will be no check and balances in place between the branch and the board. It was recommended to rescind the letter and remove such authority.

There was a motion on the floor after discussion.

Bing Mejia motions to rescind the letter of authorization signed by former Chairman Leon Guerrero and that the only authorized signatory for the temporary alcohol license would be a board member. Vice-Chairman Llaneta seconds. None opposed. Motion carries. The letter of authorization is rescinded.

5) *CSR, Inc. (Marcus Cepeda) resubmitting letter to ABC Board for review, see attach*  
Moved to discuss as first item on agenda under New Business.

**E) Meeting Adjourned:**

Bing Mejia motions the meeting to be adjourned at 6:00pm. Rey Llaneta seconds. None opposed. Motion carries. Meeting is adjourned at 6:00pm.