



GOVERNMENT OF GUAM  
DEPARTMENT OF REVENUE AND TAXATION  
**ALCOHOLIC BEVERAGE CONTROL BOARD**  
P.O. Box 23607 GMF Barrigada  
Guam 96921 Phone Number: (671) 635-1806

LOURDES A. LEON GUERRERO, Governor Maga'hága  
JOSHUA F. TENORIO, Lt. Governor Sigundo Maga'láhi

Renie Llaneta, Chairman  
Geraldine M. Leon Guerrero, Vice Chairperson  
Elizabeth T. Fisher, Secretary  
Candy Okuhama, Member  
Conrad Kerber, Member

DAFNE M. SHIMIZU, Acting Director  
Aktot Direktot  
MICHELE B. SANTOS, Deputy Director  
Sigundo Direktot

To: Alcoholic Beverage Control Board  
From: Secretary, Alcoholic Beverage Control Board  
Subject: Alcoholic Beverage Control Board Meeting Minutes – January 9, 2019

Alcohol Beverage Control Board Meeting was called to order at 5:09PM by Chairman Llaneta. Ms. Leon Guerrero, Ms. Fisher, Ms. Okuhama and Mr. Kerber were present. Compliance Inspectors Craig Camacho, Vicente Bautista, and Gerard Aflague from ABC Compliance Branch were present. Mr Jay Merrill, Investor, Guam Brewery Tap House, was also present.

**Old Business:**

Meeting minutes for December 19, 2018 were approved by the Board.

*RL* 23 Jan 2019 -

**New Business:**

**A) Memorandum dated January 9, 2019:**  
AG No. 18-0195

*Mr. Camacho provided a summary of the case to the Board and explained that the case involved 2 separate issues for which the Board is required to provide written recommendations. The first issue is a civil matter whereby the Petitioner has requested the Attorney General of Guam (AG) to release perishable products that were seized by Guam Customs & Quarantine due to improper licensing. As marketability of the products is soon to expire, the AGs office is requesting for the Board's recommendation of the disposition of the products.*

*The Board determined that based on the facts stated in the Petition for Remission or Mitigation of 191 Kegs, there was no intent for the Petitioner to violate or circumvent the law. The Board voted to release the products to MidPac Distributors, Inc. (a properly licensed consignee) such that Petitioner could move forward with its business. Ms. Leon Guerrero moved to approve, motion seconded by Ms. Okuhama and approved without dissent. Chairman Llaneta confirmed he would prepare a response to the AGs office tomorrow.*

*The second issue is a violation for which a report is forthcoming.*

*Ms. Okuhama left the meeting.*

**B) Violation Report:**  
Case Number ABC-2018-12-001

*The Board inquired about the ownership of HM Corporation and the impact of the violation on the vendors who distributed the products. Mr Camacho explained that according to records on file there are a total of 3 owners – 2 in Korea, 1 in Guam. Mr Camacho also clarified that the Compliance Branch is in the process of determining the chain of ownership as the Inspectors have identified a pattern in the manner by which HM Corporation changes ownership. Mr. Camacho advised the Board that it may recommend fines/penalties on the vendors as deemed necessary.*

*The Board voted to impose fines on HM Corporation and all 3 vendors who distributed alcoholic beverages to the unlicensed company. Ms. Leon Guerrero moved to approve, motion seconded by Mr. Kerber and approved without dissent. Chairman Llaneta confirmed he would prepare a letter to HM Corporation informing them of the fine tomorrow.*

**C) Alcoholic Beverage License(s) Applications:**

1) HM CORPORATION dba: K2 Market. A Class (5) General Off-Sale Alcoholic Beverage License application on Lot: 1103-3-1A-3 Bldg. 290 Rte 10 Mangilao (New).

*Given the disposition of the violation mentioned in item B, the Board voted to table the application 30 days from today's date.*

*Ms. Leon Guerrero moved to approve, motion seconded by Mr. Kerber and approved without dissent.*

2) Nanpei, Mark dba: M.R.M. Wholesale. A Class (3) Wholesaler Alcoholic Beverage License application on Lot: 1-R1 Tract 283 Guerrero St. Harmon Industrial Park (New).

*Ms. Fisher moved to approve, motion seconded by Ms. Leon Guerrero and approved without dissent.*

**D) Temporary Alcoholic Beverage Licenses(s) Applications:**

None

**E) Managers/Assistant Managers:**

1) Alex, Mark N. Infusion Coffee & Tea (DFS)  
2) Chu, Patricia Central Restaurant

*Ms. Fisher moved to blanket approve, motion seconded by Ms. Leon Guerrero and approved without dissent.*

**E) Other Items for Discussion:**

1) Wong, Deborah R. dba: The Willows. A Class (4) General On-Sale Alcoholic Beverage License #13220 requesting your approval for a Temporary Alcohol Consumption Area for a medical fundraiser event to be held on Friday, January 18, 2019 from 6 p.m. to 11 p.m.

*Ms. Leon Guerrero moved to approve, motion seconded by Ms. Fisher and approved without dissent.*

2) Dissemination of:

- Certification of Board/Commission Member CD Review
- 5 GCA Ch.8 Open Government Law

*Chairman Llaneta, Ms. Leon Guerrero, Ms. Fisher and Mr. Kerber signed their certifications and received a copy of the Open Government Law.*

**F) Trade name change:**

1) Epic Dining Corporation dba: Bistro 94 Kushiage. A Class (4) General On-Sale Alcoholic Beverage License #13892 requesting your approval to change Tradename to Yabuya Guam.

*Ms. Leon Guerrero moved to approve, motion seconded by Ms. Fisher and approved without dissent.*

**G) Trade name (DBA) approval:**

None

**H) Special Display and Tasting/Sample Event:**

None

Next board meeting will be held on Wednesday, January 23, 2019.

Alcoholic Beverage Control Board Meeting was adjourned at 6:09PM.



Elizabeth T. Fisher  
Secretary