LCC
Liquor Licensee History

Business name: **Kmart #4082**

Address: 100 E. Maple (248) 588-9966

Licensee: Kmart Corporation

License type: **SDM** (8174-2002)

Permits: DirConn-2

Comments:

Date	Troy Incident #	Type	Disposition	Date
4/81		Council approved license		
11/21/86	**86-36419**	**Sale to minor** **Compliance Inspection**	**Fined $175.**	**1/9/87**
9/22/88	**88-27743**	**Sale to minor** Compliance Inspection	**Fined $750.**	**11/7/88**
		Unknown when K-Mart returned original SDM license.		
06/02/97		Council approves new SDM license		
10/28/98	**98-43642**	**Sale to Minor (Compliance Insp.)**	**Fined $500**	**12/21/98**
05/03/99	99-16252	Liquor Inspection	NO VIOLATIONS	
06/23/99	99-23659	Compliance Test	PASSED	
07/29/99	99-28858	Liquor Inspection	NO VIOLATIONS	
08/22/99	99-32332	Liquor Inspection	NO VIOLATIONS	
10/27/99	none	Compliance Test	PASSED	
11/26/99	99-45216	Liquor Inspection	NO VIOLATIONS	
07/25/00	**00-26951**	**Sale to Minor-Compliance Test**	**$750 fine**	**10/25/00**
10/24/00	00-39311	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
11/15/00	00-42369	Compliance Test	PASSED	
02/05/01	01-04259	Liquor Inspection (Road Patrol)	NO VIOLATIONS	

02/28/01		**Council Show Cause**-resolution to require TIPS/TAM training for all employees who sell with proof to PD within **60 days*** ***sent letter mistakenly giving them 6 months**		
03/10/01	01-08341	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
04/24/01		Compliance Test	PASSED	
05/17/01	**MLCC**	**Sale to Minor (Compliance Test)**	**$800**	**07/28/01**
05/21/01		Follow-up Letter sent asking for proof –**response: Training the Trainer scheduled for June 12 with full staff then trained by June 30th – OK'd**		
07/16/01		Proof of TIPS received by fax		
08/14/01	01-29140	Compliance Test	PASSED	
09/25/01	01-34484	Compliance Test	PASSED	
01/30/02	02-03240	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
02/28/02	02-06379	Compliance Test	PASSED	
03/14/02	02-07981	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
05/21/02	02-15842	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/12/02	02-18499	Liquor Inspection (Road Patrol)	NO VIOLATIONS	
06/25/02	02-	Compliance Test	PASSED	
08/25/02	02-27997	Liquor Inspection (Road Patrol-Harrison)	NO VIOLATIONS	
10/16/02	02-34089	Compliance Test	PASSED	
12/03/02	02-39135	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS	
01/06/03	03-641	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS	
02/09/03	03-4156	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS	
03/24/03	03-8731	Compliance Test	PASSED	
05/04/03	03-13249	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS	
06/07/03	03-16994	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS	
06/19/03	03-18560	Compliance Test	PASSED	
07/20/03	03-22359	Liquor Inspection (Road Patrol-Bordo)	NO VIOLATIONS	
10/27/03	03-33189	Compliance Test	PASSED	
12/07/03	03-37409	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS	
01/12/04	04-01108	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS	

03/06/04	04-06700	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS	
03/22/04	04-08379	Compliance Test	PASSED	
05/16/04	04-14227	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS	
06/26/04	04-18965	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS	
06/30/04	**04-19474**	**Sale to Minor (Compliance Test)**	**$800 fine**	**08/30/04**
07/17/04	04-21589	Liquor Inspection (Road Patrol-LaForest)	NO VIOLATIONS	
02/11/05	05-04807	Compliance Test	PASSED	
02/16/05	**Council**	**Public Hearings for 2004 Violation(s) – No requirements made by Council.**		
02/27/05	05-06650	Liquor Inspection (Road Patrol-Feld)	NO VIOLATIONS	
03/04/05	05-07251	Liquor Inspection (Road Patrol-Feld)	NO VIOLATIONS	
03/13/05	05-08311	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS	
04/07/05	05-11227	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS	
05/20/05	05-16821	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS	
08/14/05	05-28598	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS	
09/18/05	05-33089	Liquor Inspection (Road Patrol- Feld)	NO VIOLATIONS	
10/13/05		Compliance Test	PASSED	
12/30/05	05-46074	Liquor Inspection (Road Patrol- Clark)	NO VIOLATIONS	
02/04/06	06-4762	Liquor Inspection (Road Patrol- Clark)	NO VIOLATIONS	
03/14/06	06-9767	Liquor Inspection (Road Patrol- Clark)	NO VIOLATIONS	
06/19/06	06-23168	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS	
09/11/06	06-35248	Liquor Inspection (Road Patrol- Dungjen)	NO VIOLATIONS	
11/02/06	06-41867	Liquor Inspection (Road Patrol- Rockafellow)	NO VIOLATIONS	
12/21/06		Compliance Test	PASSED	
01/13/07	07-1568	Liquor Inspection (Road Patrol- Giovannoni)	NO VIOLATIONS	
05/03/07	07-16124	Compliance Test	PASSED	
07/07/07	07-25413	Liquor Inspection (Road Patrol- Swift)	NO VIOLATIONS	
08/04/07	07-29422	Liquor Inspection (Road Patrol- Swift)	NO VIOLATIONS	

08/23/07 **11/26/07** **10/24/07**	**07-32116**	**Sale to Minor-Compliance Test** **Dist Ct** **MLCC: Violation Upheld**	**Violation** **YTA 12 mo Probation** **$600 Fine**
08/30/07	07-33260	Liquor Inspection (Road Patrol- Swift)	NO VIOLATIONS
11/07/07	07-42226	Liquor Inspection (Road Patrol-Brandimore)	NO VIOLATIONS
12/06/07	07-45871	Compliance Test	PASSED
01/02/08	08/178	Liquor Inspection (Road Patrol-Brandimore)	NO VIOLATIONS

Michigan Department of Consumer & Industry Services
MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)
7150 Harris Drive - P.O. Box 30005
Lansing, Michigan 48909-7505
Phone (517) 322-1390 ~ FAX (517) 322-6347

VIOLATION REPORT
(Authorized by P.A.58 of 1998)

* This report is not to be faxed or electronically submitted - an original signature is required*

*** Officers please obtain *License No., Bus. ID* and *File #* directly from the liquor license ***

License No. 8174-2007 Business ID 15052 File # _____

1. Name of Licensee K-MART CORPORATION 2. Doing Business As K-Mart

3. Mailing Address (street, city, zip code) 100 East Maple Road; Troy, Michigan 48083

4. Township _____ 5. County Oakland

6. Type of License(s) & Permit(s) SDM - on premise seating

7. Date of Violation: Thursday (DAY) 08/23/07 (DATE) 2059 (HOUR) ○ AM or ⊙ PM

8. Violation Type:
- [✓] Minor
- [ ] Intoxicated Person
- [ ] Gambling
- [ ] Controlled Substances
- [ ] Prohibited Conduct
- [ ] After hours sales/consumption
- [ ] Fighting (must be inside licensed premises)
- [ ] Failure to Cooperate
- OTHER: _____

if MINOR: Birth date _____ Was this a DECOY ? ⊙ Yes ○ No If no, you MUST answer below:
If above minor violation was NOT a decoy describe enforcement action taken:

COPY OF APPEARANCE TICKET MUST BE ATTACHED

9. Submit Report Below or Indicate Attached Report # 07-32186

* REMINDER, PLEASE MAIL THIS REPORT TO THE ADDRESS ABOVE.*

Officer Signature [signature] #80 Name and Title (print) Officer Michael Giorgi

Officer Signature [signature] #80 Name and Title (print) Officer Timothy Daniels

Department Name Troy Police Department Phone # 248-524-3477

CONTINUED

WITNESSES

1. Name _____ Address 500 West Big Beaver Road; Troy MI

Will testify to: Purchased 750 ml bottle of Turning Leaf Chardonnay

2. Name _____ Address _____

Will testify to: Sold wine to student enforcement aide

3. Name _____ Address _____

Will testify to:

4. Name _____ Address _____

Will testify to:

5. Name _____ Address _____

Will testify to:

EVIDENCE

Location Held (Explain): Property tag 142235
750 ml bottle of Turning Leaf Chardonnay

Case #0700008021

Face Sheet Printed: 8/27/2007 9:03:40 PM
Case Open Date: 8/27/2007
Case Close Date: N/A
Case Subject: C3309 - Liquor Inspection
Agency: TR - Troy PD

Status: OPEN

CR No: 0700008021.1 Status: S - Submitted

Property

Property Type	Property Description	Property Status
Wine 5402	750 ml wine	Information Only

Call for Service Information

CFS Number: **070032186**
CFS Date: **8/23/2007**
Time Received: **1:41:25 PM**
Time Arrived:
Location: **100 E Maple Rd**
City: **Troy**

Disposition: **Report Taken**
Reported Offense: **C3309 - Liquor Inspection**
Verified Offense: **C3309 - Liquor Inspection**
Officers: **00080 - Daniels, Timothy**
00019 - Galich, Daniel
00073 - Giorgi, Michael

Assignment History

Officer: **00080 - Daniels, Timothy**
Date Assigned: **8/27/2007 7:44:50 PM**
Date Unassigned: **N/A**

Officer: **00019 - Galich, Daniel**
Date Assigned: **8/27/2007 8:12:58 PM**
Date Unassigned: **N/A**

Officer: **00073 - Giorgi, Michael**
Date Assigned: **8/27/2007 8:12:58 PM**
Date Unassigned: **N/A**

Troy PD Crime Report

Case No. **0700008021**
Report No. **0700008021.1**
Report Date: **8/27/2007**

Troy PD
500 W Big Beaver
Troy, MI 48084
248 524-3477

1

Subject: **C3309 - Liquor Inspection**

Case Report Status	I - In Process	Entered On	8/27/2007 7:46:16 PM	Reporting Officer	
County	63 - Oakland	Entered By	00080 - Daniels, Timothy		00080 - Daniels, Timothy
City/Township	84 - Troy	Verified On			
		Verified By		Assisted By	
Occurred On	8/23/2007 8:59:00 PM	Approved On			
Or Between		Approved By			
Location	100 E Maple Rd	Related Cases		Agency Assisted	
CSZ	Troy, MI 48083	Disposition	Citation		
Census/Geo Code		Excp. Clear Reason			
Jurisdiction		Excp. Clear Date			
Grid		Reporting Agency	Troy PD		
Sector					
Map		Division	Patrol		
Call Source	Telephone	Notified			
Vehicle Activity					
Dir. Veh. Traveling					
Cross Street					
Means					
Motive					

Report Narrative **07-32186**

On 08/23/2007 this officer, Officer Giorgi and Officer Galich were conducting a liquor enforcement detail. At approximately 2050 hrs liquor decoy entered Kmart at 100 E. Maple Rd to perform a liquor compliance check. identification was removed prior to conducting inspections and held by the Troy Police Department. activated a small tape recorder prior to entering Kmart. entered Kmart and selected a 750 ml bottle of Turning Leaf Chardonnay. proceeded to check out lane #5, manned by Kmart employee (according to name tag), later identified as presented the bottle to sales clerk in an attempt to purchase. looked around and rang up bottle of wine without saying a word. then stated $9.53. said thank you and walked away with purchased bottle of wine. exited store and immediately turned the bottle of wine over to officers and gave a quick rundown of the events as they had occurred. Officers made contact with and store supervisor Grossberg. stated that he was only 17 years of age and was instructed by the store to contact a manager in order to get them, the manager, to sell alcohol but he felt like it was more of a bother to the managers then it was worth.

was issued citation #705625 for failure to inquire age. L.C.C. violation report completed with two violations noted.

Evidence was tagged 142235 and placed into locker #14. Property report was completed and submitted.

Offense Detail: 4102 - Liquor Violation - Sell

Offense Description	4102 - Liquor Violation - Sell				
IBR Code	90G - Liquor Law Violations	Location Type	08 - Department/Discount Store		
IBR Group	B	Offense Completed?	Yes	No. Prem. Entered	
Crime Against	SO	Hate/Bias	00 - None (No Bias)	Entry Method	
Offense File Class	41002 - LIQUOR VIOLATIONS -OTHER	Domestic Violence	No	Type Security	
PACC				Tools Used	

Printed For: JS
Printed: August 27, 2007 - 9:02 PM

Local Code

Using
Criminal Activity
Force Level

Suspect S1:

Suspect Number		Place of Birth	
Name		SSN	
Aliases		DLN	
Alert(s)		DL State	
		DL Country	
Address		Occupation/Grade	
CSZ		Employer/School	
		Employer Address	
Home Phone		Employer CSZ	
Work Phone		Res. County	
Email Address		Res. Country	**USA - United States of America**
Scars/Marks/Tattoos	Facial Hair	Resident Status	**S - Resides in the State but not the county or community where the offense occurred**
MO	Complexion		
	Build		
Attire	Teeth		
Habitual Offender Status			

Suspect Notes Issued Citation #705625 for Failing to Inquire age.

Witness W1

Witness Cod		Place of Birth	
Nam		SSN	
Aliase		DLN	
Alert(s		DL State	
		DL Country	
Addres		Occupation/Grade	
CS		Employer/School	
		Employer Address	
Home Phon		Employer CSZ	
Work Phon		Res. County	
Email Addres		Res. Country	
Attir		Resident Status	
		Testify	

Witness Notes Student enforcement aid

Other Entity: O1 -- Grossberg, Jeffrey Scott

Entity Code	O1
Entity Type	X - Miscellaneous

Name	Grossberg, Jeffrey Scott	DOB	3/30/1966	Place of Birth	
AKA		Age	41	SSN	
Alert(s)		Sex	M - Male	DLN	
		Race	W - White	DLN State	
Address	100 E Maple	Ethnicity		DLN Country	
CSZ	Troy, MI 48083	Ht.		Occupation/Grade	
		Wt.		Employer/School	
Home Phone		Eye Color		Employer Address	
Work Phone	248 588-9966	Hair Color		Employer CSZ	
Email Address		Facial Hair		Res. County	
Complexion				Res. Country	
Attire				Resident Status	

Entity Notes: KMart mannager

Property Description Item 1: 1206 - Wine 5402 - 750 ml wine

Item No.	1
Property Category	1206 - Wine 5402
Property Class	02
IBR Type	02 - Alcohol
UCR Type	I - Consumable Goods
Status	I - Information Only
Count	1
Value	9.53
Manufacturer	turning leaf
Model	chardonnay
Serial No.	
License No.	
Color	
Description	750 ml wine
Vehicle Year	
Body Style	
State	
License Year	
Recovered Date/Time	
Owner	
Disposition	
Evidence Tag	
Alert(s)	
Evidence Recovered By	
Evidence Recovered From	
Evidence Location	
Drug Type	
Drug Quantity	
Drug Measure	

Property Notes Also tagged w/ Wine: one receipt, and audio tape of transaction.

TROY POLICE DEPARTMENT.
500 W. Big Beaver - Troy, MI 48084
ORI # MI6278400

NARRATIVE REPORT
WITNESS STATEMENT

☐ SUPP ☐ CORR ☐ DELETE PAGE 1 OF 1

On August 23, 2007 I entered K-mart at 100 E. Maple. Upon entering I went to the back of the store to get a bottle of Chardonay which I purchased for $9.53. I approached cash register 5 and the tellers name was Jeff. He never spoke during the transaction, only to tell me that my total was $9.53. I said thank-you and walked out.

X:

Taken By: Sgt. J. Scherpler
(SIGNATURE)

Place: K MART 100 E Maple Date: 8/23/07 Time:

INVESTIGATING OFFICER(S)	REVIEWED BY	ASSIGNED TO / BADGE	ATTENTION TO
DPU - Giorgi / Daniels	GALICH		

11-95 CLERKS DP 4.6

PD6
08/23/07

07-32166

kmart

BIG KMART STORE 4082
100 E MAPLE ROAD
TROY, MI 48083
(248)588-9966

** WELCOME TO YOUR **
** KMART STORE 4082 **

CASHIER: JEFF
GENERAL MERCHANDISE

08500000239	WINE	8.99 T

**** TAX	.54	BAL	9.53
Cash			10.00
CHANGE			.47

TOTAL NUMBER OF ITEMS = 1

ØP9 LPP 37M ØØW MYB KTQ

08/23/07 8:59 PM 4082 05 6902 0082

Merchandise included in today's transaction may be returned or exchanged before **11/21/07** with this receipt.

The complete return & exchange policy is available at the Service Desk.

** THANK YOU FOR SHOPPING **
** YOUR TROY KMART **

State of Michigan
Uniform Law Citation

US DOT #

Ticket No. 705625

☐ Victim Involved

Incident No. 07-32186

Dept. No.

Local Use/Arrest No.

Detection Devise

The People of: ☐ the State of Michigan ☐ Township ☒ City ☐ Village ☐ County

TROY

THE PERSON NAMED ABOVE, in violation of ☐ Local Ordinance ☐ State Law ☐ Administrative Rule

UPON 100 E. MAPLE RD

AT OR NEAR KMART

WITHIN ☒ CITY ☐ VILLAGE ☐ TOWNSHIP OF TROY

COUNTY OF OAKLAND DID THE FOLLOWING

Type	MCL Cite/Pacc Code/ Ordinance	Description (include any bond amount collected on each charge)	Charge No.
☐ C/I ☐ Warn ☒ Misd ☐ Fug ☐ Fel ☐ Waiv	☐ Authorization pend. 98.10.11	FAIL TO INQUIRE AGE	1
☐ C/I ☐ Warn ☐ Misd ☐ Fug ☐ Fel ☐ Waiv	☐ Authorization pend.		2
☐ C/I ☐ Warn ☐ Misd ☐ Fug ☐ Fel ☐ Waiv	☐ Authorization pend.		3

TO THE COURT: Do not arraign on a felony charge until an authorized complaint is filed.

Offense Code(s)

1 2 3

Key for Type: C/I = Civil Infraction Misd = Misdemeanor Fel = Felony Warn = Warning Fug = Fugitive Waiv = Violation for Which Fines/Costs May be Waived Authorization pend. = Authorization pending

Remarks: WINE TURNING LEAF CHARDONNAY $6.99

JEFFIN WAS 17 AT THE TIME OF SALE

CHECK IF APPROPRIATE ☐ Damage to Property ☐ Vehicle Impounded ☐ Injury ☐ Traffic Crash ☐ Death

Person in Active Miliary Service ☐ Yes ☐ No

☐ Local Court Bond $ ☐ License Posted in Lieu of Bond ☐ Appearance Certificate ☐ None

SEE DATE BELOW. SEE BACK OF CITATION FOR EXPLANATION AND INSTRUCTIONS

Appearance Date on or before

Hearing Date (if applicable) on 04/12/07 0830AM ☒ Contact Court

☐ Juvenile Traffic Misd. (Court will Notify) ☒ Formal Hearing Required. (Court will Notify)

In the 52-4 DISTRICT Court of OAKLAND COUNTY

Court Address & Phone Number

520 W. BIG BEAVER RD., TROY, MICHIGAN 48084
PHONE: (248) 528-0400

☐ I served a copy of the civil infraction complaint upon the defendant (or owner/occupant by posting if applicable).

I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge, and belief.

Complainant's Signature and receipt if applicable: [signature]

Month 08 Day 23 Year 07

Officer's Name (printed): GALICH GIORGI DANIELS

Officer's ID No. 19 73 80

Agency ORI: MI- 6378400

Agency Name: TROY POLICE DEPARTMENT

UC-01a (rev. 9/02)

Court Copy-1

Ticket 705625

Name

Case No.

JENNIFER M.
GRANHOLM
GOVERNOR

STATE OF MICHIGAN
LIQUOR CONTROL COMMISSION
DEPARTMENT OF LABOR & ECONOMIC GROWTH
KEITH W. COOLEY, DIRECTOR

NIDA R.SAMONA
CHAIRPERSON

November 1, 2007

KMART CORPORATION
D/B/A KMART #4082
100 E. MAPLE
TROY, MI 48083

RE: Complaint No. 7-118085

Dear Licensee:

Enclosed is a copy of the Commissioner's Order issued as the result of the above Complaint.

If you elect to pay the fine, a bank or postal money order, certified check or authorized credit card payable to the STATE OF MICHIGAN must be received in this office no later than December 3, 2007 as indicated on your Invoice No. 92342. Failure to submit the fine will result in confiscation of your license for the alternative penalty.

Should you wish to appeal the decision, a request for an appeal, accompanied by a fee of $25, must be received in this office within 20 days from the mailing date of this Order. **IN FILING FOR AN APPEAL, YOU MUST STATE YOUR REASONS FOR REQUESTING THE APPEAL OR YOUR REQUEST WILL NOT BE HONORED.**

If there are any questions regarding this Order, please contact Hearings and Appeals at (517) 322-1390. Our office hours are from 8:00 a.m. to 5:00 p.m.

Sincerely,

MICHIGAN LIQUOR CONTROL COMMISSION

Susan K. Conklin

Susan K. Conklin, Supervisor
Hearings and Appeals

SKC:wls

Enclosure

cc: Mailing Address
Troy PD

STATE OF MICHIGAN

DEPARTMENT OF LABOR AND ECONOMIC GROWTH
LIQUOR CONTROL COMMISSION

IN RE: KMART CORPORATION
D/B/A KMART #4082
100 E. MAPLE
TROY, MI. 48083
_____/

COMPLAINT NO. 7-118085
BUSINESS I.D. NO. 15052

SDM

CHARGE - August 23, 2007

(1) Sell, furnish or give away alcoholic liquor to . who had not then attained the age of twenty-one (21) years, contrary to Const. 1963, Art. 4, §40, and contrary to Section 801(2) and/or Section 701(1) of the Michigan Liquor Control Code, MCL 436.1801(2) and/or MCL 436.1701(1).

FINDINGS OF FACT

The Commissioner finds as fact that based upon the signature of Lawrence J. Meerschaert, an officer of the above-named Licensed Corporation, on the Waiver and Acknowledgment form of the Michigan Liquor Control Commission (MLCC), the aforementioned Licensee in this case voluntarily waived right to contest the cited allegation in this matter and, further, waived right to a hearing and entered a plea of acknowledgment to the one charge stated in Case No. 7-118085 pursuant to Rule 436.1907 of the MLCC.

The Commissioner further accepts the Violation Report of this case and attachments therein and a True Copy of the prior record of this Licensee since being licensed by the MLCC at the above-named location under the current ownership as evidence in lieu of testimony in this matter.

The Commissioner believes and finds as fact, on the bases of the Violation Report and attachments therein, that while under the direction of the Troy Police Department, entered the above named licensed establishment during August 23, 2007 and purchased alcoholic liquor from an employee of the above-named Licensee without showing proper proof of age.

The Commissioner further finds that the employee of the above-named Licensee in this case did not demand, nor was shown, proper proof of age and did not make a diligent inquiry to determine the proper true age of the purchaser.

The Commissioner further believes and finds as fact, on the bases of the Violation Report and attachments therein, that was 19 years of age at the time of this incident.

The Commissioner took under consideration for mitigative circumstances a signed written statement submitted to the MLCC by Susan Senopole, an employee of the above-named Licensee, which stated, in part, that the employee involved in this case has been dismissed as a result of this incident.

CONCLUSIONS OF LAW

Based upon the aforementioned Acknowledgment and Findings of Fact, the Commissioner concludes that the Licensee in Case No. 7-118085 did violate MCL 436.1801(2), as cited.

ORDER

In determining penalty for the charge for which a violation was found, the Commissioner considered the Licensee's total record which shows no prior violation since being licensed by the MLCC on July 25, 1997 at the above-named location under the current ownership.

The Commissioner, therefore, Orders a fine of $600.00 as penalty in this matter. The Commissioner further Orders that a suspension of 30 days be imposed if the fine is not paid.

MICHIGAN LIQUOR CONTROL COMMISSION

Virgie M Rollins

Dated: 10/24/07

Virgie M Rollins, Commissioner