



News Release

Oregon Liquor Control Commission
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OLCC Commissioners Hear Contested Case, Ratify Stipulated Alcohol Settlements, Discuss Administrative Rules and Make Retail Appointment

PORTLAND, OR. – At its monthly meeting Jan. 17, 2019, the Commissioners of the Oregon Liquor Control Commission heard presentation of oral argument and rendered decision on a contested case:

Trio Club, 909 E Burnside St, Portland. Commission staff proposed cancellation of the liquor license for Full On-Premises sales due to a history of serious and persistent problems at the premises, and other violations. The Commission agreed with the conclusions of an Administrative Law Judge on the case, as amended by staff comments, which supported the staff recommendation. Commissioners voted in favor of cancellation of the Full On-Premises Liquor License. Licensee is Trio Club, Inc.; Foo Hong Foong, President/Stockholder.

Commissioners ratified the following fines, suspensions and cancelation based on stipulated settlement:

Merlin's Bar and Grill, 25 W Sherman Street, Lebanon, will pay a \$1,485.00 civil penalty or serve a nine-day suspension for permitting an employee to mix, sell or serve alcoholic beverages without a valid service permit issued by the Commission. Licensee is Michael Groff.

New China Buffet, 1720 NW 9th St., Corvallis, will either pay a \$1,485 civil penalty or a nine-day suspension if age verification equipment that meets the standards of OAR 845-009-0140 is in place by Feb. 5, 2019; or a \$3135 civil penalty or 19-day suspension if age verification equipment meeting the standard is not in place by the date. Licensee permitted an employee, agent, servant or representative to mix, sell or serve alcoholic beverages without a valid service permit issued by the Commission. Licensee's employees also failed to verify the age of a minor, before allowing him to buy or be served an alcoholic beverage when he reasonably appeared to be under 26 years of age. Licensee is Zheng's Inc.; Wei Zheng, President/Secretary/Treasurer/Director/Stockholder.

DV8, 5021 Powell Blvd., Portland, will either pay a \$2,640 civil penalty and serve a 16-day suspension, or pay no civil penalty and serve a suspension of 23 days. Licensee permitted disorderly activities on the licensed premises or in areas adjacent to or outside the premises when licensee's employee harassed, threatened and/or physically harmed a patron with a box cutter, a dangerous weapon, with intent to cause serious injury. Licensee is Trish Enterprises, Inc.; Patricia Greenlee, President/Director/Stockholder.

Zien Hong Restaurant, 5314 NE Sandy Blvd., Portland, will pay a \$1,485 civil penalty or serve a 9-day suspension for permitting an employee to mix, sell or serve alcoholic beverages without a valid service permit issued by the Commission. Licensee is Wan, Inc.; Blair Chao, President/Secretary/Director/Stockholder.

Horseshoe Saloon, 410 N Main, Prineville, is surrendering its Full On-Premises Sales license and will receive a letter of reprimand for four violations: (1) a History of Serious and Persistent Problems, (50 documented incidents, 28 of which involved violence, such as fights, disorderly conduct and assaults), (2) service of alcohol to a visibly intoxicated person, (3) permitting self-service of alcohol, and (4) permitting consumption of alcohol between the hours of 2:30 am and 7:00 am. Licensee is Cooler Bar, LLC.; Robert Durkee, Member; Larry Goodman, Member.

Kelsie Chandler will receive a letter of reprimand for her serving of a visibly intoxicated person while an employee of Horseshoe Saloon. Permittee's alcohol service permit has expired, so the letter will become part of her permanent file with the Commission.

Commissioners heard staff recommendations, discussed and rendered a decision on administrative rules:

Alcohol License Rules Package (Initial action)

- OAR 845-005-0311: Commissioners initiated rulemaking to explore the amendments clarifying what constitutes ownership interest in an alcohol license application and the circumstances when the Commission may waive an ownership interest.
- OAR 845-005-0325: Commissioners initiated rulemaking to explore the amendments organizing the criteria that may support or overcome an alcohol license denial based on an applicant's conviction record.

Agent Limited License (Final action)

- OAR 845-015-0115: Commissions approved amendments that would enable a Retail Sales Agent to obtain a Limited On Premises License at a separate location from the liquor store. This would enable a Retail Sales Agent to open an establishment that sells beer, wine or cider by the glass for consumption on the separately licensed premises.

Commissioners appointed the following incoming retail liquor store agent at a traditional retail liquor location. The store is pre-existing:

Portland, Woodstock #1215 – Troy A. Dean

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.

Commissioners additionally heard a staff update on the upcoming legislative session.

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