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LIQUOR CONTROL COMMISSION  
DEPARTMENT OF LIQUOR CONTROL  
COUNTY OF MAUI, STATE OF HAWAII

TRANSCRIPT OF PROCEEDINGS  
REGULAR MEETING

Held via Blue Jeans video conference, commencing at  
9:00 a.m., on July 14, 2021.

REPORTED BY: SANDRA J. GRAN, RPR/CSR #424

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APPEARANCES

COMMISSION MEMBERS PRESENT:

CHAIRPERSON: LEON BOLOSAN  
VICE CHAIR: JAMIE BECRAFT  
COMMISSIONERS: ROBERTO ANDRION, JR.  
AARON BOSWELL  
JERRYBETH DE MELLO  
SYLVIA HO  
SNEHAL PATEL  
STANLEY RUIDAS  
BRUCE U'U

STAFF PRESENT:

DEPUTY CORPORATION COUNSEL: MIMI DESJARDINS  
DIRECTOR: LAYNE N. SILVA  
DEPUTY DIRECTOR: JARRETT KAHOOHANOHANO  
LIQUOR CONTROL OFFICER: MARC WISENFELD  
COMMISSION SECRETARY: MARIA KHANGSENGSING  
PRIVATE SECRETARY: LIANNE SUZUKI

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(July 14, 2021, 9:00)

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CHAIR BOLOSAN: Okay. Oh, perfect. Nine o'clock.  
Okay. I guess we can start. The meeting of the liquor  
commission is now called to order. Let's have a roll call.  
Please acknowledge your presence by stating here or present  
when called upon.

Roberto Andrion.

COMMISSIONER ANDRION: Here.

CHAIR BOLOSAN: Okay. Did I hear you, Robert?

COMMISSIONER ANDRION: Yes, I was --

CHAIR BOLOSAN: Yes, I'm sorry, it's me over here.  
Jamie Becraft.

VICE CHAIR BECRAFT: Present.

CHAIR BOLOSAN: Jerrybeth De Mello.

COMMISSIONER DE MELLO: Present.

CHAIR BOLOSAN: Aaron Boswell. Aaron?

CHAIR BOSWELL: Present.

CHAIR BOLOSAN: Okay. Thank you, Aaron.

Sylvia Ho.

COMMISSIONER HO: Present.

CHAIR BOLOSAN: Stanley Ruidas.

COMMISSIONER RUIDAS: Present.

CHAIR BOLOSAN: Bruce U'u.

COMMISSIONER U'U: Present.

1 CHAIR BOLOSAN: And myself.  
2 Corporation counsel Mimi DesJardins.  
3 CORP COUNSEL DESJARDINS: Hi, good morning,  
4 everyone.  
5 CHAIR BOLOSAN: Director Layne Silva.  
6 DIRECTOR LAYNE N. SILVA: Present.  
7 CHAIR BOLOSAN: Do we have deputy director Jarrett  
8 Kahoochanohano.  
9 DEPUTY DIRECTOR KAHOCHANOHANO: Present.  
10 CHAIR BOLOSAN: Do we have -- okay. Hang on. Marc  
11 Wisenfeld.  
12 LCO WISENFELD: Present.  
13 CHAIR BOLOSAN: Okay. Maria Khangsengsing.  
14 MS. KHANGSENGSING: Chair, I'm here.  
15 CHAIR BOLOSAN: Leanne Suzuki.  
16 MS. SUZUKI: Present.  
17 CHAIR BOLOSAN: Did I miss anyone?  
18 (No response.)  
19 CHAIR BOSWELL: Okay. Let's go on --  
20 COMMISSIONER PATEL: Chair, I don't know if you  
21 called me, but, yeah, I'm here.  
22 CHAIR BOLOSAN: Who was that now, gentlemen? Who  
23 did I miss?  
24 COMMISSIONER PATEL: Sne.  
25 CHAIR BOLOSAN: Huh.

1 COMMISSIONER PATEL: Sne.

2 CHAIR BOLOSAN: Okay. Sne, I'm so sorry, my good  
3 friend. Okay. Thank you.

4 We have the agenda for July 14th, 2021. May I have  
5 a motion for approval?

6 COMMISSIONER DE MELLO: I make a motion to accept --  
7 I mean, for the approval.

8 CHAIR BOLOSAN: Okay. Jerrybeth, you've got the  
9 motion.

10 Second, anyone?

11 COMMISSIONER HO: I second.

12 CHAIR BOLOSAN: Okay. Sylvia, you've got the  
13 second.

14 Hang on. All in favor, say aye.

15 (Response.)

16 CHAIR BOSWELL: Okay. Opposed?

17 (No response.)

18 CHAIR BOSWELL: Okay. None. Motion carried.

19 Then we have our minutes for June 9th for the  
20 regular meeting and June 17th for the workshop, 2021. May I  
21 have a motion for approval?

22 COMMISSIONER U'U: I'll make a motion to approve.

23 CHAIR BOLOSAN: Okay. Motion by Bruce.

24 Second, anyone?

25 VICE CHAIR BECRAFT: Chair, Jamie Becraft. I'll

1 make a second.

2 CHAIR BOLOSAN: Okay. Jamie, you've got the second.

3 May I have a motion for approval? Raise your hand,  
4 please, say aye.

5 VICE CHAIR BECRAFT: Did you mean vote?

6 COMMISSIONER U'U: Call for the vote.

7 VICE CHAIR BECRAFT: Call for the vote, sir. I'm  
8 sorry, Mr. Chair, you asked for a motion again.

9 CHAIR BOLOSAN: Oh, I'm so sorry. Okay. My eyes.

10 VICE CHAIR BECRAFT: There you go.

11 CHAIR BOLOSAN: Voting for approval. Thank you,  
12 Jamie.

13 (Response.)

14 CHAIR BOSWELL: Okay. It seems like everybody  
15 raised their hand, but, anyway, any opposed?

16 (No response.)

17 CHAIR BOSWELL: Motion carried.

18 We have -- public testimony will be taken when each  
19 agenda item is discussed. Testimony is limited for three  
20 minutes per agenda item. Okay. Please sign up in the chat  
21 area and put which agenda item which you wish to testify on.  
22 You will be called on when the item is discussed.

23 Let me look at my chat area, guys. Oh. Okay. I  
24 don't -- do I have anyone wish to testify? Do I hear any --

25 COMMISSIONER ANDRION: Chair, I have a question, if

1 I could, please.

2 CHAIR BOLOSAN: Go ahead.

3 COMMISSIONER ANDRION: We -- on the approval, we  
4 approved the regular meeting minutes, was I not -- was I  
5 sleeping when we -- do we need to do an approval for the  
6 workshop?

7 CHAIR BOLOSAN: I think I wrapped the two together,  
8 Robert.

9 COMMISSIONER ANDRION: I'm sorry.

10 CHAIR BOLOSAN: I did say for June 9 and -- regular  
11 meeting and the June 17th. Did I miss that? I think I --

12 COMMISSIONER ANDRION: I think it was me that missed  
13 it. I'm sorry.

14 CHAIR BOLOSAN: Yeah, I put the two together.

15 COMMISSIONER ANDRION: Thank you.

16 CHAIR BOLOSAN: Okay, Robert, thank you.

17 All right. Do we have any testifier?

18 (No response.)

19 CHAIR BOSWELL: If not, public hearing is closed on  
20 that area over there.

21 So next is General Licensing Matter. We have A  
22 through HH. Do I have a motion for confirmation? Do I  
23 have -- okay.

24 VICE CHAIR BECRAFT: Mr. Chair, Jamie Becraft. I  
25 make a motion to approve.

1 CHAIR BOLOSAN: Confirmation, Jamie.

2 VICE CHAIR BECRAFT: A through H, please.

3 CHAIR BOLOSAN: Yeah, okay. Jamie, you've got it.

4 Do I see anybody for the second?

5 COMMISSIONER U'U: I'll second.

6 CHAIR BOLOSAN: Okay. Bruce seconded.

7 COMMISSIONER PATEL: Just to -- it's A through HH,

8 right, not H?

9 CHAIR BOLOSAN: Right.

10 VICE CHAIR BECRAFT: Mr. Chair, may I --

11 CHAIR BOLOSAN: Yes, Jamie.

12 VICE CHAIR BECRAFT: Chair, Jamie Becraft. I'd like

13 to amend what I said. I misspoke. I'd like to go under

14 General Licensing Matter under No. 6, A through double H.

15 CHAIR BOLOSAN: Okay.

16 VICE CHAIR BECRAFT: Alpha through hotel hotel.

17 CHAIR BOLOSAN: Okay. You got it, Jamie.

18 COMMISSIONER U'U: And I'll second that.

19 CHAIR BOLOSAN: Yeah, it was seconded by Bruce.

20 Okay.

21 All in favor, say aye, please raise your hands.

22 (Response.)

23 CHAIR BOSWELL: Okay. Thank you. Any opposed?

24 (No response.)

25 CHAIR BOSWELL: Motion carried.



1           Okay. We move -- moving on really fast. Next, we  
2 have Licensing Matters, Preliminary Hearing, and we have  
3 Application No. TA-06, Maalaea GSC, LLC doing business as  
4 Maalaea General Store and Cafe.

5           Will the applicant please state your name and  
6 position.

7           MS. TSUKIYAMA: Good morning.

8           MR. EWALT: Good afternoon, Commissioner, Board. My  
9 name is Doug Ewalt. I am the owner of Maalaea General Store.

10          MS. TSUKIYAMA: And good morning, Commission Chair  
11 and Commission Members and Department Staff. My name is  
12 Kristine Tsukiyama, attorney for Maalaea GSC LLC.

13          CHAIR BOLOSAN: Oh, thank you. Thank you.

14          Okay. Can I have you, Marc, go ahead?

15          LCO WISENFELD: Yes.

16          CHAIR BOLOSAN: Thank you.

17          LCO WISENFELD: Yes. This is Application No. TA-06.  
18 The applicant is Maalaea GSC LLC doing business as Maalaea  
19 General Store and Cafe applying for a transfer of a Dispenser  
20 General License, Category C(ii) from Lily's Maalaea Kitchen  
21 LLC doing business as Maalaea General Store and Cafe.

22          Member, organizer, and agent of the member-managed  
23 limited liability company is listed in the investigator's  
24 report.

25          Lease agreement: Applicant has submitted a copy of

1 a retail lease by and between Rowan Land 5 LLC as the  
2 landlord, Maalaea GSC LLC as the tenant, to commence  
3 March 15th, 2021, or the later of when landlord takes  
4 possession after purchase or immediately upon the issuance of  
5 a liquor license to Maalaea GSC LLC, whichever occurs later.

6 Applicant has submitted a copy of transferer's  
7 endorsement of transfer signed by Kristine Peterson, manager,  
8 agent, organizer of Lily's Maalaea Kitchen LLC, dated  
9 February 16th, 2021.

10 The proposed premises is a single-story building  
11 near the Maalaea Harbor consisting of approximately 3,481  
12 square feet of space located at 132 Maalaea Road, Wailuku,  
13 Maui, Hawaii.

14 There are no schools or churches located within a  
15 radius of 500 feet.

16 There is one retail general license located within a  
17 radius of 500 feet. Seascape Maalaea, Da Playground, Maui,  
18 Beach Bum's Bar and Grill, and Tante's Fish Market Restaurant  
19 and Bar are licensees of the same class and kind located  
20 within a radius of 500 feet.

21 There are 109 licenses of this kind -- class and  
22 kind currently issued within Maui County.

23 Lily's Maalaea Kitchen LLC was granted a dispenser  
24 general license on March 1st, 2019.

25 Applicant plans to open seven days a week from 6:00

1 a.m. to 9:00 p.m. with liquor service to begin at 8:00 a.m.

2 In the opinion of this investigator, the applicant  
3 appears to be fit and proper and does not seem to be  
4 disqualified by any provision as stated within Section 281-56  
5 HRS from obtaining or exercising a liquor license.

6 CHAIR BOLOSAN: Okay. Thank you.

7 LCO WISENFELD: All documents necessary for the  
8 issuance of a liquor license have not been submitted. Those  
9 items are listed in the investigator's report.

10 CHAIR BOLOSAN: Okay. Thank you, Marc.

11 LCO WISENFELD: You're welcome.

12 CHAIR BOLOSAN: Okay. Thank you.

13 The applicants, do you have anything to -- else to  
14 add?

15 MS. TSUKIYAMA: Not at this time, Chair.

16 CHAIR BOLOSAN: Okay.

17 MR. EWALT: No, Chair, thank you.

18 CHAIR BOLOSAN: All right. If not, I'm gonna call  
19 the floor to open for public testimony. Anyone for or against  
20 the application?

21 (No response.)

22 CHAIR BOSWELL: Okay. I don't see anyone at the  
23 chat area, so I would like to close public hearing on this  
24 item.

25 Any questions from the members of the commission?

1 Any question from the commissioners?

2 (No response.)

3 CHAIR BOSWELL: If not, may I have a motion to  
4 approve the application? Anyone to -- okay. Go ahead.

5 COMMISSIONER U'U: I'll make a motion to approve the  
6 application.

7 COMMISSIONER ANDRION: Mr. Chair, this is --

8 CHAIR BOLOSAN: All right. I see you raised your  
9 hand, Jamie.

10 VICE CHAIR BECRAFT: I'll second the motion.

11 CHAIR BOLOSAN: Okay. Jamie, you've got the second.  
12 Motion carried.

13 VICE CHAIR BECRAFT: We need to vote. We need to  
14 vote, Chair.

15 CHAIR BOLOSAN: Yeah. All in favor, say aye.

16 (Response.)

17 CHAIR BOSWELL: Okay. It seems like everybody  
18 raised their hand. Motion approved.

19 VICE CHAIR BECRAFT: Mr. Chair, I'm sorry.  
20 Mr. Chair, Jamie.

21 CHAIR BOLOSAN: Yes.

22 VICE CHAIR BECRAFT: Just as a point of order, I  
23 think we still need to ask if there's any opposed.

24 CHAIR BOLOSAN: Yes. Okay. Thank you, Jamie.

25 I seen everyone that raised their hand, but I will

1 call on anybody that was opposed.

2 (No response.)

3 CHAIR BOSWELL: If not, motion carried.

4 MR. EWALT: Thank you.

5 VICE CHAIR BECRAFT: Thank you, Mr. Chair.

6 MS. TSUKIYAMA: Thank you very much.

7 CHAIR BOLOSAN: Thank you, Jamie.

8 Thank you.

9 MS. TSUKIYAMA: Thank you.

10 MR. EWALT: Thank you very much, Commissioners.

11 Aloha.

12 COMMISSIONER U'U: Congratulations.

13 COMMISSIONERS: Aloha.

14 CHAIR BOLOSAN: Thank you.

15 VICE CHAIR BECRAFT: Good luck to you, sir.

16 COMMISSIONER ANDRION: Good luck.

17 CHAIR BOLOSAN: Now, we're gonna be moving on to  
18 Application No. 09, Tamura Enterprises Inc. doing business as  
19 Tamura Fine Wine and Liquors. Do we have the representative  
20 for this application?

21 MR. JORGENSEN: Good morning, Chair Bolosan, Members  
22 of the Commission, and Staff. My name is Dave Jorgensen.

23 CHAIR BOLOSAN: Good morning, Dave.

24 MR. JORGENSEN: I'm appearing on behalf --

25 CHAIR BOLOSAN: Yes.

1 MR. JORGENSEN: -- of Tamura Enterprises, Inc., dba  
2 Tamura's Fine Wine and Liquors. And with me this morning  
3 somewhere is -- should be Jesse Ebones, the general manager of  
4 Tamura's.

5 Jesse, are you there somewhere?

6 I know -- I know Jesse was planning on joining, but  
7 if the commission doesn't have any objections, we can proceed,  
8 and if he can -- if he joins in and unmutes himself, then he  
9 can appear.

10 CHAIR BOLOSAN: Okay. Thank you, Dave.

11 May I have you, Marc?

12 LCO WISENFELD: Yes. Application No. 09, the  
13 applicant is Tamura Enterprises, Inc., a registered Hawaii  
14 corporation doing business as Tamura's Fine Wine and Liquors,  
15 applying for a retail general license.

16 Officers, directors, and stockholders of the  
17 corporation is listed in the investigator's report.

18 Glenn Katsumi Tamura, Linda Sachiko Izutsu, and  
19 Miles Mitsuo Matsumoto are the current officers, and Glenn  
20 Katsumi Tamura and Linda Sachiko Izutsu are the current  
21 directors of Tamura Enterprises, Inc., doing business as  
22 Tamura's Fine Wine and Liquors Nos. 231, 439, and 435, and  
23 Tamura's Market, 418. A copy of their past history is  
24 attached to the investigator's report.

25 The applicant has submitted a copy of the warranty

1 deed between Endo Property Partners, a Hawaii partnership,  
2 grantor, and Tamura Enterprises, a Hawaii corporation, as the  
3 grantee, dated September 30th, 2013.

4 The proposed premises is a two-story structure  
5 located of steel and wood -- constructed of steel and wood.  
6 The leased area is approximately 8,500 square feet, located at  
7 841 Alua Street, Wailuku, Maui, Hawaii.

8 There are no schools or churches located within a  
9 radius of 500 feet.

10 Maui Chemical & Paper Products doing business as  
11 Maui Chemical & Paper Products is a licensee of the same class  
12 and kind located within a radius of 500 feet.

13 There are 133 licenses of this kind and class  
14 currently issued within Maui County.

15 Applicant plans to open from 8:00 a.m. to 8:00 p.m.,  
16 seven days a week.

17 An initial site inspection was conducted of the  
18 proposed premises on June 15th, 2021.

19 Information contained within the DLC006 form  
20 submitted by Glenn Katsumi Tamura indicated that he had been  
21 convicted for violations of law. Information received during  
22 the criminal history background check revealed Glenn Katsumi  
23 Tamura had been convicted of violations of law. Glenn Katsumi  
24 Tamura has submitted a letter of explanation.

25 All documents necessary for the issuance of a

1 license have not been submitted. The items are listed in the  
2 investigator's report.

3 CHAIR BOLOSAN: Okay. Thank you, Marc. Thank you.

4 Dave, do you have anything else to add? Dave?

5 MR. JORGENSEN: I would just note that this is the  
6 store that had been open previously in the Malindo Painting  
7 building on Alua. And essentially, my client is -- is seeking  
8 to reopen the store that'll have a little more of a liquor  
9 selection and less groceries than it did before because he has  
10 opened the -- the market over by the post office. But  
11 essentially, it's -- pretty much everything's exactly the same  
12 as before, just trying to reopen the store.

13 CHAIR BOLOSAN: Thank you, Dave.

14 Okay. I'm gonna open the floor for public  
15 testimony, but I don't see anyone on the chat area. Okay.  
16 But, anyway, is there anybody maybe on the line who would like  
17 to testify for or against this application?

18 (No response.)

19 CHAIR BOSWELL: Okay. If not, I'm gonna close  
20 public hearing for this application.

21 Is there any question from the commissioners?  
22 Anyone?

23 (No response.)

24 CHAIR BOSWELL: Okay. No questions, huh?

25 So then I'm going ask anybody from the commission



1 would like to -- I'm going to open a motion for approval.

2 COMMISSIONER ANDRION: Mr. Chair, Bobbie Andrion.  
3 Motion to approve.

4 CHAIR BOLOSAN: Okay. Anyone for seconding?

5 COMMISSIONER DE MELLO: De Mello for second.

6 CHAIR BOLOSAN: Okay. Jerrybeth, you -- Jerrybeth,  
7 you got -- you got it. You got the second.

8 Okay. Motion for approval, all in favor, say aye,  
9 please raise your hand.

10 (Response.)

11 CHAIR BOSWELL: Okay. Any opposed?

12 (No response.)

13 CHAIR BOSWELL: Okay. Any opposed?

14 (No response.)

15 CHAIR BOSWELL: Okay. Congratulations, Dave, you  
16 got it. Motion carried.

17 MR. JORGENSEN: Thank you very much. We appreciate  
18 the department's efforts, and I'm glad that there was a  
19 minimal amount of blood flying around the office over there.  
20 Congratulations, Layne, on getting through renewals, and thank  
21 you for all your assistance. Have a great day.

22 CHAIR BOLOSAN: See you, Layne.

23 Okay. We're gonna move on to administrative affair,  
24 director monthly report. May I have Layne?

25 DIRECTOR LAYNE N. SILVA: Yes. Good morning,

1 everyone. For the director's monthly report, Item 1, Public  
2 Health Emergency Rules effective June 15th, 2021. The most --  
3 the most current rules, Public Health Emergency Rules out  
4 right now are the ones that were put out on June 15th. The  
5 changes -- there are very few changes. One of the notable  
6 changes is that the premises are allowed to stay open until  
7 midnight at this point. Also, based on the governor's  
8 proclamation that customers and employees are not required to  
9 wear masks while outdoors, while outside of a premises or  
10 outside anywhere, actually. The seating -- the social  
11 distancing is still limited at 6 feet, that has not changed.  
12 Maximum capacity is still being identified as 50 percent  
13 maximum interior capacity. So, again, like I said, there's  
14 very few changes. One of the notable changes also is that --  
15 I don't know if you guys were aware -- or I'm sure you were  
16 aware that the department was tasked with enforcing Rule 10,  
17 which was what was identified as Rule 10, that has changed and  
18 now it's being identified as Rule 5. So it's still carries  
19 the same language, it's just identified as 5 rather than 10 at  
20 this point.

21 So if anyone has anyone questions regarding that,  
22 I'd be happy to answer what I can.

23 (No response.)

24 DIRECTOR LAYNE N. SILVA: If not, we can move right  
25 on to Item No. 2, which is the COVID-19 Public Health

1 Emergency Rules violation 24-hour shutdowns. There were no  
2 24-hour shutdowns issued in the month of June 2021. It seems  
3 like the people are paying close attention to the Public  
4 Health Emergency Rules and are complying.

5 Item No. 3, Liquor License Renewals. Liquor license  
6 renewals that -- that was the -- the hot topic from --  
7 throughout the month of June. I'm happy to say that we have  
8 had a total of 436 licenses renewed out of a total of 441.  
9 Out of the five that did not renew, four of which we were  
10 aware of ahead of time that wasn't gonna take place. One of  
11 which just missed the deadline, we weren't able to make  
12 contact, and they -- they weren't able to make it in before  
13 the deadline. But I just want to take my hat off to the staff  
14 of the department. Everybody really stepped up, people were  
15 contributing and -- and if you look back at the agenda, in  
16 general licensing matters where you see Item A through HH, the  
17 reason it looks like that is because those were a lot -- in a  
18 lot of cases, licenses that had discrepancies, had mistakes,  
19 had things that needed to be corrected, and those were  
20 instances that the -- you know, the staff was able to step up,  
21 help these licensees in order to keep their license and renew  
22 their license. So 436 out of 441 renewed.

23 And I'd be happy to speak about that if anyone has  
24 any questions regarding that.

25 (No response.)

1 CHAIR BOLOSAN: Okay. You have more, Layne.

2 DIRECTOR LAYNE N. SILVA: Yes. And going -- if not,  
3 Item No. 4, Certification Exams and Education Classes for June  
4 and July 2021. We have been giving certification exams, and I  
5 don't have an exact count right now. We had one yesterday. I  
6 do believe we're well over 200 cards having been issued during  
7 the course of these classes and exams that we've been giving.  
8 We offered a class to first-time cardholders and to people  
9 whose cards expired prior to March 1st, 2020, to try to help  
10 these people be employed or employable by the licensees. As  
11 you know, any license -- any certification card that expired  
12 after March 1st, 2020, will remain valid up till 90 days after  
13 the emergency proclamation is no longer in effect. So that's  
14 where we're at with that.

15 And that concludes the director's report unless  
16 anyone has any questions.

17 CHAIR BOLOSAN: Okay. Thank you, Layne.

18 Okay. There's some minor things over here on the  
19 administrative affairs. I'm gonna address the public first,  
20 then the commissioners, yeah. Because of the Sunshine Law  
21 require us to still involve the public because this  
22 administrative affair was posted, yeah. So we're going to ask  
23 the public if there is any would like to testify anything on  
24 the administrative affair area? But I don't see nobody on the  
25 chat area. The public could ask questions, but they -- they

1 can give their opinion, but they cannot ask no question. But  
2 I don't see anyone at the chat area right now, so I'll close  
3 the public hearing.

4 Then we can move on to the commissioners' section.  
5 So any commissioners would like to ask any questions from  
6 Layne? Bruce, go ahead.

7 COMMISSIONER U'U: Oh, I never raised my hand or  
8 anything (inaudible). Department, by the way, good job in  
9 handling the licensing matters, though. Good job.

10 CHAIR BOLOSAN: Thank you, Bruce.

11 Anyone from the commissioners say it from the --

12 COMMISSIONER ANDRION: Chair, this is --

13 CHAIR BOLOSAN: Robert. Go ahead, Robert.

14 COMMISSIONER ANDRION: Just a clarification, Layne.  
15 You say that if the certification expires, they have -- it's  
16 still good after 90 days?

17 DIRECTOR LAYNE N. SILVA: Based on what was  
18 established in the emergency rules, I believe what was allowed  
19 is any certification card that was still valid as of  
20 March 1st, 2020, is gonna remain valid up until 90 days after  
21 the emergency proclamation is lifted. That was something that  
22 was placed on by the commission.

23 COMMISSIONER ANDRION: Okay. Thank you.

24 CHAIR BOLOSAN: Thank you, Robert.

25 I've seen you, Sne, raise your hand. I'm sorry,

1 braddah.

2 COMMISSIONER PATEL: Yeah. No.

3 CHAIR BOLOSAN: Okay. Go ahead, Sne.

4 COMMISSIONER PATEL: Thank you, Chair.

5 Layne, great job on getting all those licenses  
6 renewed, you and your team, first of all. I just had a  
7 question on -- and I don't know if it pertained to the  
8 emergency rules, but, you know, I kind of had a stay-cation  
9 recently at one of the hotels, and I just wanted to clarify.  
10 Right now, because a lot of people are doing to go, they're  
11 also doing to go liquor, right? And from my understanding,  
12 it's one -- is it one -- like, so is it one drink per person  
13 that walks up or, you know, how is that being kind of looked  
14 at during these times? Because I see people come and get --  
15 they can go get a whole six-pack to go as well, right? And  
16 then we don't know who that's being served to at the -- at the  
17 hotels or wherever. And I was -- I just happened to be at an  
18 establishment. I'm not gonna name it, but I just want a  
19 clarification on your side, you know, what is it supposed to  
20 be? Because I think there's a gray area, maybe even with the  
21 bartenders.

22 DIRECTOR LAYNE N. SILVA: Well, actually, the --  
23 when it -- when you're talking about to go, yeah, in effect,  
24 what you're talking about is a retail sale. As long as it's  
25 in the manufacturer's sealed original container, a six-pack

1 would be okay. It turns into basically a retail sale. The  
2 same thing you could walk into Safeway and do. Or I mean not  
3 to pinpoint anyone, but any retail establishment and do. It  
4 shouldn't be mixed drinks, you know; it cannot be a cocktail  
5 that they're making within their premises and serving in a  
6 glass to go. It should be in a sealed container, original  
7 manufacturer's sealed container. But, yeah, a six-pack would  
8 be allowed. It would be similar to a retail sale.

9 COMMISSIONER PATEL: Okay. So they're executing  
10 the retail kind of privilege there with still being in that  
11 bar setting, but able to retail that. It has to be  
12 prepackaged, though.

13 DIRECTOR LAYNE N. SILVA: Right.

14 COMMISSIONER PATEL: Not, like you said, where  
15 they're coming in, buying six mixed drinks in a to-go cup.

16 DIRECTOR LAYNE N. SILVA: Right.

17 COMMISSIONER PATEL: But it's sealed, they're  
18 thinking it's sealed 'cause it's closed, but you're saying it  
19 has to be prepackaged.

20 DIRECTOR LAYNE N. SILVA: Prepackaged, yes,  
21 manufacturer's sealed.

22 COMMISSIONER PATEL: Thank you for clarifying that.

23 DIRECTOR LAYNE N. SILVA: You're welcome.

24 CHAIR BOLOSAN: Thank you, Sne.

25 Any more questions from the commission?

1 (No response.)

2 CHAIR BOSWELL: Well, if not, thank you, Layne.  
3 Good job.

4 DIRECTOR LAYNE N. SILVA: You're welcome. Thank  
5 you.

6 CHAIR BOLOSAN: I guess it's the end. May I have a  
7 motion to adjourn?

8 DIRECTOR LAYNE N. SILVA: Oh, hold on, Leon, we --  
9 there's still Item B and C.

10 CHAIR BOLOSAN: Oh, okay. I -- yeah, I'm so sorry.  
11 I thought you were done.

12 DIRECTOR LAYNE N. SILVA: No.

13 CHAIR BOLOSAN: Sorry, guys.

14 DIRECTOR LAYNE N. SILVA: I'm done with the  
15 director's report part.

16 CHAIR BOLOSAN: Okay.

17 DIRECTOR LAYNE N. SILVA: But Item B, liquor control  
18 adjudication board meeting of July 1st, 2021, was canceled.

19 And I'll leave C up to you because that's addressing  
20 the next liquor control commission meeting is scheduled for  
21 August 11, 2021. Then that's all I've got.

22 CHAIR BOLOSAN: Okay. So you're finished.

23 Okay. Then may I have a motion to adjourn, ladies  
24 and gentlemen?

25 COMMISSIONER U'U: Motion to adjourn.



1                   CHAIR BOLOSAN:  Okay.  Bruce, you've got it, motion.  
2                   Second by?

3                   COMMISSIONER ANDRION:  (Gesturing.)

4                   CHAIR BOLOSAN:  Robert, you've got it.  Thank you  
5                   very much.  Okay.  Enjoy the day, ladies and gentlemen.

6                   (The proceedings were adjourned at 9:33 a.m.)

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C E R T I F I C A T E

STATE OF HAWAII )  
 ) SS.  
 COUNTY OF MAUI )

I, Sandra J. Gran, Certified Shorthand Reporter for the State of Hawaii, hereby certify that on July 14, 2021, at 9:00 a.m., the proceedings were taken down by me in machine shorthand and was thereafter reduced to typewritten form under my supervision; that the foregoing represents, to the best of my ability, a true and correct transcript of the proceedings had in the foregoing matter.

I further certify that I am not an attorney for any of the parties hereto, nor in any way concerned with the cause.

DATED this 27th day of July, 2021, in Maui, Hawaii.



Sandra J. Gran, RPR  
 Hawaii CSR 424