

MEMORANDUM

TO: Kevin Treadway
FROM: Sgt. Matt Wright
DATE: December 4, 2103
REF Series 9 Sampling privilege liquor license application for Fry's Food and Drug Store # 104

On December 4, 2013, I initiated an investigation into an application for a series 09 supplemental license regarding sampling privileges for Fry's Food and Drug Store #104. The supplemental application license was filed by Agent Robert Joseph Nelson. The store is located at 201 N. Switzer Canyon Drive in Flagstaff. This is a supplemental (sampling) application on the current license and the license number upon approval will be 09030005S.

A query through local systems and public access on Robert Nelson showed no derogatory records. The sampling will be conducted under the supervision of an employee of a sponsoring distiller, vintner, brewer, wholesaler or retail licensee. The Sponsoring vendor by law should have taken the liquor law training course to obtain the required distributors liquor license. These vendors are unknown at this time.

I confirmed Robert Nelson, Agent for the liquor license, has signed, initialed and had notarized an Arizona DLLC form confirming he has read, and assumes responsibility for compliance with the law regarding sampling privileges (A.R.S. 4-206.1). I spoke with the manager of Fry's, Steve Jarchow. Steve indicated he is aware of possible issues with the sampling which could include, already intoxicated subjects, attempting to take advantage of free samples of alcohol. Steve confirmed the vendors run the sampling, per state law, are required to refuse sampling or the sale of any alcohol to intoxicated persons. Steve said this is a store policy which would also be enforced during sampling events.

As a result of this investigation, I can find no reason to oppose this series 09 supplemental liquor license application.

Recommendation to Council would be for approval.