



MEMORANDUM

TO: Alcoholic Beverage Control Board

DATE: May 25, 2022

FROM: Carrie Craig, RLS

RE: #3925 dba Boon Dox Bar

**Requested
Action:**

Additional time extension to submit a transfer application and to allow continued operations.

**Statutory
Authority:**

AS 04.11.030(a): "The executor or administrator of the estate of a person who was operating a business as a sole licensee under a license authorized by this title may continue to operate the licensed business until an application for transfer of a license to another person is approved or until the license is forfeited under (b) of this section."

AS 04.11.030(b): "If an application for the transfer of ownership of a license from a deceased licensee is not made within 90 days of the death of the licensee or within an additional 90 days if an application for transfer of ownership made by the executor is denied, or no petition is made to the board for an extension of time under (c) of this section within the time, the license is forfeited."

AS 04.11.030(c): "The board may extend the time limits in (b) of this section on petition of the executor or administrator."

3 AAC 304.216

"(a) Upon the death of an individual who owns a controlling interest in a partnership, including a limited partnership, a limited liability company, or a corporation that holds a license under AS 04 and this chapter, the business entity may continue to operate the licensed business but shall file, not later than 90 days after the individual's death, a transfer application as required under AS 04.11.040 and 3 AAC 304.175 or a time extension request under (b) of this section. If a transfer application or time extension request is not filed by the 90-day deadline, the business shall cease operation until a transfer application is filed.

(b) Upon receipt of a time extension request, the board may grant an extension not to exceed one year. A written request to extend the applicable deadline must be submitted before the expiration of the applicable deadline, unless the board approves a request submitted after the deadline for good cause. Additional extensions may be granted by the board only for good cause."

Background: On November 30, 2021 Michael Stormont, 100% owner of the license, passed away. Clyde Stormont, surviving son, is requesting the ABC Board allow an extension to the 90-day time frame referenced in the above statutes and regulations. A specific time frame was not included in the request. A transfer application has not been submitted to AMCO for review.

At the April 12, 2022 ABC meeting the board approved a 180 - day time extension.

Clyde Stormont is requesting an additional time extension to find a buyer for this license and submit a transfer application.

Attachments: Letter of Request

Clyde Stormont, Personal Representative to the Estate of Michael Clyde Stormont (PR)
2869 Honeysuckle Way
Sacramento, California 95826

Alcohol & Marijuana Control Office (AMCO)
550 W 7th AVE, STE 1600
Anchorage, Alaska 99501

April 12, 2023

RE: Boon Dox Bar License 3925 – Request to Extend Transfer of License

To Whom it may Concern:

This letter is to formally request an additional extension to transfer the aforementioned alcohol dispensary license. As the PR, I've been seeking, in earnest, a buyer for this license since I was authorized to do so. This includes reducing the sale price of the establishment by over \$200k, and most recently, offered the establishment and license separately.

Despite attempting to request an additional extension, I have not received any responses to my calls or emails. See attachment for email record. This has been the method by which I've made this type of request and communicated with AMCO in the past, so I'm unsure as to why I have not received any response to date. The license has been paid for and approved through 2023, so I would like to continue to seek a buyer to which to transfer the license.

Please provide a response to this request at your earliest convenience.

Sincerely,



Clyde Stormont

Personal Representative to the Estate of Michael Clyde Stormont
415-377-8580

Mcstormont.estate@gmail.com

clydestormont@gmail.com





Clyde Stormont <mcstormont.estate@gmail.com>

License 3925 Boon Dox Bar - Request To Extend

3 messages

Clyde Stormont <mcstormont.estate@gmail.com>

Fri, Feb 17, 2023 at 12:03 PM

To: alcohol.licensing@alaska.gov

Hello,

I would like to request an additional extension to transfer this license. Despite several price reductions, I have been unsuccessful in finding a buyer for the establishment and license to date. I am currently exploring the possibility of selling the license apart establishment and/or placing both license and property up for auction. I will be, by any means, transferring this license this year.

Thank you in advance for this consideration.

Clyde Stormont
415-377-8580

Clyde Stormont <mcstormont.estate@gmail.com>

Tue, Mar 28, 2023 at 10:22 AM

To: alcohol.licensing@alaska.gov

Hello,

Following up on this previous email and two phone calls I've made to request an extension to transfer this license. Could you please provide a response at your earliest convenience? The last extension was through 3/19/23.

Thanks!

Clyde Stormont, Personal Representative for the Estate of Michael Clyde Stormont
415-377-8580

[Quoted text hidden]

Clyde Stormont <mcstormont.estate@gmail.com>

Mon, Apr 3, 2023 at 9:09 AM

To: alcohol.licensing@alaska.gov

Hello,

Could you please provide a response to the previous emails?

Thanks!

Clyde Stormont, Personal Representative for the Estate of Michael Clyde Stormont
415-377-8580

[Quoted text hidden]

