



550 W 7th Avenue
 Suite 160
 Anchorage, AK 99501
alcohol.licensing@alaska.gov
<https://www.commerce.alaska.gov/web/amc>
 Phone: 907.269.0351

AMCO
 DEC 4 2023

Alaska Alcoholic Beverage Control Board

Form AB-17: 2024/2025 General Renewal Application

- This form and any required supplemental forms must be completed, signed by the licensee, and postmarked no later than January 2, 2024 per AS 04.11.270, 3 AAC 305.050, with all required fees paid in full, or a non-refundable \$500.00 late fee applies.
- Any complete application for renewal or any fees for renewal that have not been postmarked by February 28, 2024 will be expired per AS 04.11.540, 3 AAC 305.050(e).
- All fields of this application must be deemed complete by AMCO staff and must be accompanied by the mandatory fees and all documents required, or the application will be returned without being processed, per AS 04.11.270.
- Receipt and/or processing of renewal payments by AMCO staff neither indicates nor guarantees in any way that an application will be deemed complete, renewed, or that it will be scheduled for the next ABC Board meeting.

Section 1 - Establishment Contact Information

Doing Business As:	Sushi Garden		License #:	3405
If your mailing address has changed, write the NEW address below:				
Mailing Address:	1120 E. Huffman Rd Unit B			
City:	Anchorage	State:	Alaska	ZIP: 99515

Section 2 - Licensee Contact Information

Contact Licensee: The individual listed below must be part of the ownership structure of the licensee listed in Section 1. This person will be the designated point of contact regarding this license unless the Optional contact is completed.

Contact Licensee:	Michael L Tonn	Contact Phone:	907-632-1911
Contact Email:	sushi.gardentonn@gmail.com		

Optional: If you wish for AMCO staff to communicate with anyone other than the Contact Licensee (such as legal counsel) about your license, list their information below:

Name of Contact:	Michael Tonn	Contact Phone:	907-632-1911
Contact Email:	sushigardentonn@gmail.com		

Section 3 - for Package Stores ONLY: Written Order Information

Do you intend to sell alcoholic beverages and ship them to another location in response to written solicitation in calendar years 2024 and/or 2025? If so, you will need to apply for a Shipping Endorsement here:
<https://accis.elicense365.com/#>

YES NO

Section 4 - Ownership Structure Certification

Did the ownership structure of the licensed business change in 2022/2023?

YES NO

If Yes, and you have NOT notified AMCO, list the updated information on form AB-39: Change of Officers and submit with your renewal application. If No, certify the statement below by initialing the box to the right of the statement:

I certify that the ownership structure of the business who owns this alcohol license did not change in any way during the calendar years 2022 or 2023.

100721424

RECEIVED
 MAR 11 2024



Alaska Alcoholic Beverage Control Board

Form AB-17: 2024/2025 License Renewal Application

AMCO
DEC 4 2023

Section 5 – License Operation

Unless you operated more than 240 hours in 2022 or 2023, check ONE BOX for EACH CALENDAR YEAR that best describes how this alcoholic beverage license was operated as set forth in AS 04.11.330:

- | | 2022 | 2023 |
|---|--------------------------|--------------------------|
| 1. The license was only operated during a specified time each year. (Not to exceed 6 months per year)
<i>If your operation dates have changed, list them below:</i>
_____ to _____ | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. The license was only operated to meet the minimum requirement of 240 total hours each calendar year.
<i>A complete AB-30: Proof of Minimum Operation Checklist, and all documentation must be provided with this form.</i> | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. The license was not operated at all or was not operated for at least the minimum requirement of 240 total hours each year, during one or both calendar years. <i>A complete Form AB-29: Waiver of Operation Application and corresponding fees must be submitted with this application for each calendar year during which the license was not operated.</i> | <input type="checkbox"/> | <input type="checkbox"/> |

Section 6 - Violations and Convictions

- | | YES | NO |
|---|-------------------------------------|-------------------------------------|
| Have any Notices of Violation been issued for this license in 2022 or 2023? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Has any person or entity in this application been convicted of a violation of Title 04, 3AAC 304 or a local ordinance adopted under AS 04.21.010 in 2022 or 2023? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- If you checked YES, you MUST attach a list of all Notices of Violation and/or Convictions per AS 04.11.270(a)(2). If you are unsure if you have received any Notices of Violation, contact the office before submitting this form.*

Section 7 – Certifications

As an applicant for a liquor license renewal, I declare under penalty of perjury that I have read and am familiar with AS 04 and 3 AAC 305, and that this application, including all accompanying schedules and statements, are true, correct, and complete.

- I agree to provide all information required by the Alcoholic Beverage Control Board or requested by AMCO staff in support of this application and understand that failure to do so by any deadline given to me by AMCO staff will result in this application being returned and the license being potentially expired if I do not comply with statutory or regulatory requirements.
- I certify that in accordance with AS 04.11.450, no one other than the licensee(s), as defined in AS 04.11.260, has a direct or indirect financial interest in the licensed business.
- I certify that this entity is in good standing with Corporations, Business and Professional Licensing (CBPL) and that all entity officials and stakeholders are current and I have provided AMCO with all required changes of the ownership structure of the business license and have provided all required documents for any new or changes of officers.
- I certify that all licensees, agents, and employees who sell or serve alcoholic beverages or check identification of patrons have completed an alcohol server education course approved by the ABC Board and keep current, valid copies of their course completion cards on the licensed premises during all working hours, if applicable for this license type as set forth in AS 04.21.025 and 3 AAC 305.700.
- I hereby certify that I am the person herein named and subscribing to this application and that I have read the complete application, and I know the full content thereof. I declare that all of the information contained herein, and evidence or other documents submitted are true and correct. I understand that any falsification or misrepresentation of any item or response in this application, or any attachment, or documents to support this application, is sufficient grounds for denying or revoking a license/permit. I further understand that it is a Class A misdemeanor under Alaska Statute 11.56.210 to falsify an application and commit the crime of unsworn falsification.



Form AB-17: 2024/2025 License Renewal Application

Michael L Tonn

Printed name of licensee

Michael L Tonn

Signature of licensee

Restaurant and Eating Place applications must include a completed AB-33: Restaurant Receipts Affidavit

Recreational Site applications must include a completed AB-36: Recreational Site Statement

Tourism applications must include a completed AB-37: Tourism Statement

Wholesale applications must include a completed AB-25: Supplier Certification

Common Carrier applications must include a current safety inspection certificate

All renewal and supplemental forms are available online:

<https://www.commerce.alaska.gov/web/amco/AlcoholLicenseApplication.aspx>

AMCO
DEC 4 2023

FOR OFFICE USE ONLY

1250.00

License Fee:	\$ 700.00	Application Fee:	\$ 300.00	Misc. Fee:	\$
Total Fees Due:					\$ 900.00

1550.00

#100721424



Alaska Alcoholic Beverage Control Board

Form AB-33: 2023/2024 Restaurant Receipts Affidavit

What is this form?

A restaurant or eating place licensee must file a complete copy of this form along with its 2023/2024 license renewal application, in order to provide evidence to the Alcoholic Beverage Control Board that this licensed restaurant's receipts from the sale of food upon the licensed premises constitute no less than 50% of the gross receipts (food + alcohol sales) of the licensed premises for each calendar year in 2021 and 2022, as required by AS 04.11.100(e). This form is confidential.

This form must be completed and submitted with Form AB-17 to AMCO's main office before a license renewal application may be reviewed.

Section 1 – Establishment Information

This form is being submitted for the following license:

Licensee:	Michael L Tonn	License #:	3405
License Type:	Restaurant/Eating Place		
Doing Business As:	Sushi Garden		

Section 2 – Gross Receipts for 2021 and 2022

Please fill out the following information carefully, contact AMCO staff if you have questions regarding this form. Enter the dollar amounts of the food and gross (food + alcohol) receipts on the licensed premises, and calculate the percentage of gross revenue that is from food sales on the licensed premises for each calendar year. (Food Revenue ÷ Gross Revenue x 100 = %)

$$\begin{array}{r}
 \$ \text{ [redacted]} \\
 \hline
 \text{2021 Food Sales}
 \end{array}
 \div
 \begin{array}{r}
 \$ \text{ [redacted]} \\
 \hline
 \text{2021 Food + Alcohol Sales}
 \end{array}
 \times 100 =
 \begin{array}{r}
 \text{92\%} \\
 \hline
 \text{2021 Percent from Food}
 \end{array}
 \%$$

$$\begin{array}{r}
 \$ \text{ [redacted]} \\
 \hline
 \text{2022 Food Sales}
 \end{array}
 \div
 \begin{array}{r}
 \$ \text{ [redacted]} \\
 \hline
 \text{2022 Food + Alcohol Sales}
 \end{array}
 \times 100 =
 \begin{array}{r}
 \text{93\%} \\
 \hline
 \text{2022 Percent from Food}
 \end{array}
 \%$$

I declare under penalty of perjury that this form, including all accompanying schedules and statements, is true, correct, and complete.

Michael L Tonn
 Printed name of licensee

Michael L Tonn
 Signature of licensee

Notice of Violation

(3AAC 304.525)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 10/28/22

License #/Type: 3405 Restaurant/Eating Place

Licensee: SG Ton LLC

Address: 1120 E. Huffman Road, Anchorage, AK

DBA: Sushi Garden

AMCO Case #: 22-1908

This is a notice to you as licensee that an alleged violation has occurred. If the Alcoholic Beverage Control Board decides to act against your license, under the provisions of AS 44.62.330 - AS 44.62.630 (Administrative Procedures Act) you will receive an Accusation and Notice of your right to an Administrative Hearing.

Note: This is not an accusation or a criminal complaint.

On 10-27-22, an inspection was conducted at your establishment. As part of the inspection, Jian R. Chen was asked to provide proof of server education. Chen provided Inv. Hamilton a TAP Card, #164515. The expiration date was blatantly altered making it appear it was going to expire on 7-1-24. Contact was made with CHARR who confirmed the card had expired on 7-1-22. Chen was told to stop serving alcoholic beverages.

Your attention is directed to AS 04.21.025: Alcohol server education; AS 04.21.030: Responsibility of licensees, agents and employees, AS 04.16.150: Licensee responsible for violations and Anchorage Municipal Ordinance 10.50.015(S): Prohibited acts

Certified Mail 9590 9402 3937 8060 8621 81

You are directed to respond in writing to this Notice of Violation within 10 days of receipt to explain what action you have taken to prevent a re-occurrence of this violation. FAILURE TO RESPOND TO THIS NOTICE OF VIOLATION WITHIN 10 DAYS WILL RESULT IN YOUR APPEARANCE, EITHER IN PERSON OR TELEPHONICALLY, BEFORE THE ABC BOARD AT THEIR NEXT REGULARLY SCHEDULED BOARD MEETING.

***Please send your response to the address below and include your alcohol license number in your response.**

3 AAC 304.525 (B) provides that upon receipt of a Notice of Violation, a licensee may request to appear before the Director and be heard regarding the Notice of Violation. The request must be made within ten days after receipt of the Notice and the Director must grant an appearance within ten days after receipt of a request. A Licensee shall respond, either orally or in writing, to the Notice.

Alcohol & Marijuana Control Office

ATTN: Enforcement

550 W. 7th Ave, Suite 1600

Anchorage, Alaska 99501

amco.enforcement@alaska.gov

Issuing Investigator: J. Hamilton

Received by:

SIGNATURE: *F.R. Hamilton*

SIGNATURE:

Delivered VIA: Mail

Date:

Notice of Violation

(3AAC 304.625)

This form, all information provided and responses are public documents per Alaska Public Records ACT AS 40.25

Date: 10/28/22

License #/Type: 3405 Restaurant/Eating Place

Licensee: SG Ton LLC

Address: 1120 E. Huffman Road, Anchorage, AK

DBA: Sushi Garden

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Alcohol & Marijuana Control Office
ATTN: Enforcement
550 W. 7th Ave, Suite 1600
Anchorage, Alaska 99501
amco.enforcement@alaska.gov

Attached is a copy of Chen's new TAP training certificate. I have follow up, additional information as to how Sushi Garden is addressing this violation.

Issuing Investigator: J. Hamilton

Received by: *Michael R. Tom*

SIGNATURE: *F.R. Hamilton*

SIGNATURE: *Michael R Tom*

Delivered VIA: Mail

Date: *10-4-2022* AMCO

CERTIFICATE *of* COMPLETION

THIS ACKNOWLEDGES THAT

Jian Chen

HAS SUCCESSFULLY COMPLETED THE

Online Alaska TAP® Renewal Test

Date of Completion:
This Certificate Expires on: **November 14th, 2022**



David Daniel

SIGNED, David Daniel, TAP Instructor



AMCC
NOV 4 2022

**NOTE - This is your temporary certification form. Your official certification card will be mailed to you within 7 business days.
This certificate is NOT valid if the person listed is under the age of 21.
Please contact Alaska CHARR at 907-274-8133 with questions regarding this certification**



SUSHI GARDEN

SG Tonn LLC
DBA: Sushi Garden
1120 E. Huffman Rd. Unit B
Anchorage, AK 99515
907-345-4686
sushigardentonn@gmail.com

11 Tonn
Date: 09/04/2022

License #/Type: 3405 Restaurant / Eating Place

Licensee SG Tonn LLC

DBA Sushi Garden

Case #22-1908

Written response to the violation by Jian Chen who was in possession of an altered and outdated TAP card.

Sushi Garden has placed Jian Chen on probation for stated violation. If she is found to have any violation of state municipal law or Sushi Garden codes/policies will result in termination of employment.

Sushi Garden has updated its training roster to address TAP and other needed Certification every 6 months. This will be conducted by shift leads.

Any further recommendations made or requested by ABC Enforcement will also be added.

Dated 11/04/2022

Micheal L. Tonn

AMCO
NOV 17 2022