



**Kodiak Island Borough
Office of the Borough Mayor**

710 Mill Bay Road
Kodiak, Alaska 99615
Phone: (907) 486-9310
Email: clerks@kodiakak.us

January 17, 2025

Alcoholic Beverage Control Board
C/O Alcohol and Marijuana Control Office
550 West 7th Avenue, Suite 1600
Anchorage, Alaska 99501

Re: Protest of Renewal of Restaurant Eating Place License #3293

Dear Members of the Alcoholic Beverage Control Board,

The Kodiak Island Borough (KIB) has received notice of the application for the renewal of Restaurant Eating Place License (REPL) #3293, held by Second Floor Restaurant. The KIB Assembly, pursuant to **AS 04.11.480** and **3 AAC 305.085(a)**, formally protests the renewal of REPL #3293. The basis for this protest was communicated to the licensee by letter dated **January 6, 2025**, and an opportunity for an informal hearing on the protest was held on **January 16, 2025**.

AS 04.11.480 and **3 AAC 305.085** permit local governments to protest the renewal of an existing liquor license based on facts that make the application objectionable to the local governing body or based on general public policy (3 AAC 305.085(e)).

The KIB Assembly objects to the renewal of License #3293 on the grounds outlined below, which both address specific facts that make the application objectionable and reflect general public policy considerations:

1. **Misrepresentation of Location:** The application misrepresents the location of the licensed premises. There is no restaurant operating at 116 W. Rezanof Dr., Kodiak, Alaska, nor has a restaurant operated at that address for several years.
2. **Non-Operation for Five Years:** The business has not operated at the identified location for at least five years.
3. **Lack of a Valid Business Address:** The licensee no longer has a valid physical business address, further complicating the renewal of the license.
4. **Waiver of Operation for 2022 and 2023:** The request for a waiver of operation for 2022 and 2023 should be denied under **AS 04.11.330(a)(3)**. The applicant has not operated the business for at least 240 hours, and the facts do not support the claim that non-operation was temporary due to premises under construction. In fact, the licensed premises cannot be operated because the licensee does not have a lease for the location, and the premises have been irrevocably converted to another use.

5. **Failure to File or Pay Business Personal Property Taxes:** The licensee has not filed or paid business personal property taxes since 2017, when the KIB Assessing Department was notified of the business closure.
6. **Lack of Building Permit Approval:** The premises formerly used for this business have not received building permit approval for their current configuration, which raises concerns about compliance with local building codes.
7. **Failure to Pass Fire Safety Inspection:** The premises have not passed the required fire safety inspection, which is necessary for the continued operation of the business.
8. **Public Policy Concerns:** The continuation of this license without operation reduces available opportunities for other businesses to operate with an REPL in Kodiak. The general public policy of the KIB encourages the operation of licensed businesses and opposes allowing licensees to hold and not operate licenses, especially where there is no reasonable prospect of reopening the business at the licensed location.
9. **Limited Availability of REPL Licenses:** Kodiak currently has only four available REPL licenses, two of which are held by the current licensee. Allowing extended continuation of inactive licenses, creates challenges for economic development in the community.
10. **Demand for REPL Licenses:** Other businesses in Kodiak are eager to obtain REPL licenses to support their operations. However, License #3293, one of the two held by the current licensee, remains unused. The KIB is committed to fostering economic growth and strongly advocates for the revocation of this license to allow other businesses the opportunity to utilize an active REPL license.

Given the points outlined above, the KIB Assembly respectfully requests that the ABC Board deny the renewal of **Restaurant Eating Place License #3293** held by Second Floor Restaurant.

Thank you for your consideration of this matter. This letter serves as a formal record of our intent to protest the renewal.

Sincerely,



Scott Arndt, Mayor



550 W 7th Avenue,
Suite 1600
Anchorage, AK 99501
alcohol.licensing@alaska.gov
<https://www.commerce.alaska.gov/web/amco>
Phone: 907.269.0350

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:	Second Floor Restaurant	License #:	3293
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If your mailing address has changed, write the NEW address below:

Mailing Address:	P.O. Box 769				
City:	Kodiak	State:	Alaska	ZIP:	99615

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:	Sook C. Yun	Contact Phone:	407-733-6231
Contact Email:	mopper7@hotmail.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:		Contact Phone:	
Contact Email:			

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.license365.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.



#100778016

RECEIVED

FEB 27 2024



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:

- 1. The license was only operated during a specified time each year. (Not to exceed 6 months per year)
If your operation dates have changed, list them below:
2. The license was only operated to meet the minimum requirement of 240 total hours each calendar year.
3. The license was not operated at all or was not operated for at least the minimum requirement of 240 total hours each year...

Section 6 - Violations and Convictions

- Have any Notices of Violation been issued for this license in 2022 or 2023?
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?
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.

#100778016

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FEB 27 2024 SD




Alaska Alcoholic Beverage Control Board

Form AB-17: 2024/2025 License Renewal Application

Sook C. Yun

Printed name of licensee


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>

FOR OFFICE USE ONLY

License Fee:	\$ 1250	Application Fee:	\$ 300.00	Misc. Fee:	\$ 500
#100778016				Total Fees Due:	\$ 2050

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FEB 27 2024 50



Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Why is this form needed?

This form is the means by which a licensee may request that the Alcoholic Beverage Control (ABC) Board waive the operating requirement of AS 04.11.330(a)(3) or (d). If a recreational site license has not been operated at least once in a calendar year, or if a license of any other type has not been operated for at least 240 hours in each calendar year, then a complete copy of this form and the corresponding fees must be submitted for that calendar year, per 3 AAC 304.170.

This application must be accompanied by a non-refundable waiver application fee of:

- for a 1st request, an amount equal to 1/2 the applicable biennial license fee; or
- for a 2nd or subsequent request, double the amount of the fee paid for the previous waiver application.

The ABC Board will determine whether, through no fault of the licensee or because the premises are under construction, the licensed premises count not be operated for the required time during the calendar year. The ABC Board may impose conditions along with the approval of an application for waiver, and it may deny a third or subsequent application for waiver. If an application for waiver is denied, an application for license renewal for the succeeding license period will be denied by the Board. In addition to the waiver application fee, the applicant must pay a late fee of \$1,000 for an application that is received too late for Board consideration at its meeting before November 30 of the year for which the waiver is requested. Please check AMCO's website for meeting agenda deadlines.

Please note that a licensee must submit a separate completed copy of this form and pay a separate corresponding fee for each license and for each calendar year during which a license was not operated in compliance with AS 04.11.330.

Section 1 - Establishment Information

Enter information for the license that has not been operated for the time required under AS 04.11.330.

Licensee:	Sook C. Yun	License Number:	3293		
License Type:	Restaurant/Eating Place				
DBA:	2ND FLOOR				
Premises Address:	116 W. Rezanof Dr.				
City:	Kodiak	State:	Alaska	ZIP:	99615
Local Governing Body:	City of Kodiak				

Section 2 - Request Number and Calendar Year

1st Request 2nd Request 3rd Request Other _____

Request for Calendar Year 2022





Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Section 3 – Reason for Non-operation

Provide an explanation as to why the licensed premises were not operated:

Change in ownership of building we have been tenants for decades wanted our spaces for their business and interfered in every way for us to operate. Especially the challenges of trying to open back up after COVID. This includes challenges finding qualified employees and the owner telling them when we were not at the premises that they were the owners and they were going to evict us and they would not have a job. T

Section 4 – Certifications

The following must be completed for establishments located within the boundaries of a local governing body:

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

I certify that I will provide a true copy of this application to the local governing body listed on Page 1 of this form prior to ABC Board consideration of this application.

Sy

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.

S.Y

Sook C. Yun

Printed name of licensee

Signature of licensee

Office Use Only

Waiver Application Fee:	\$625	Late Fee:	\$1000	Transaction #:	101003758
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DEC 23 2024



Alaska Alcoholic Beverage Control Board

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This application must be accompanied by a non-refundable waiver application fee of:

- for a 1st request, an amount equal to ½ the applicable biennial license fee; or
- for a 2nd or subsequent request, double the amount of the fee paid for the previous waiver application.

The ABC Board will determine whether, through no fault of the licensee or because the premises are under construction, the licensed premises count not be operated for the required time during the calendar year. The ABC Board may impose conditions along with the approval of an application for waiver, and it may deny a third or subsequent application for waiver. If an application for waiver is denied, an application for license renewal for the succeeding license period will be denied by the Board. In addition to the waiver application fee, the applicant must pay a late fee of \$1,000 for an application that is received too late for Board consideration at its meeting before November 30 of the year for which the waiver is requested. Please check AMCO's website for meeting agenda deadlines.

Please note that a licensee must submit a separate completed copy of this form and pay a separate corresponding fee for each license and for each calendar year during which a license was not operated in compliance with AS 04.11.330.

Section 1 – Establishment Information

Enter information for the license that has not been operated for the time required under AS 04.11.330.

Licensee:	SOOK C. YUN	License Number:	3293		
License Type:	Restaurant/Eating Place				
DBA:	2NDFloor				
Premises Address:	116W. Rezanof Dr.				
City:	Kodiak	State:	Alaska	ZIP:	99615
Local Governing Body:	City of Kodiak				

Section 2 – Request Number and Calendar Year

1st Request
 2nd Request
 3rd Request
 Other _____

Request for Calendar Year 2023





Alaska Alcoholic Beverage Control Board

Form AB-29: Waiver of Operation Application

Section 3 – Reason for Non-operation

Provide an explanation as to why the licensed premises were not operated:

The landlord is banging at all hours with blocking our both front and back doors and accessing our business at all times with his keys. anything we do says he will not allow because he is the owner of the He said he will get us out because he purchased the building with other plans. We were also focusing on and researching possibilities of bringing golf simulators as new business to Kodiak. And had decided to give our license to a new restaurant in Kodiak to serve our community.

Section 4 – Certifications

The following must be completed for establishments located within the boundaries of a local governing body:

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

I certify that I will provide a true copy of this application to the local governing body listed on Page 1 of this form prior to ABC Board consideration of this application.

SY

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.

SY

Sook C. Yun

Printed name of licensee

Signature of licensee

Office Use Only

Waiver Application Fee:	\$ 1250	Late Fee:	\$ 1000	Transaction #:	101003758
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RECEIVED
 DEC 23 2024

From: [Charles Wright](#)
To: [CED ABC Alcohol Licensing \(CED sponsored\)](#)
Cc: "Clerks"; nuniagak@gmail.com
Subject: RE: License #3293 Protest License change
Date: Monday, December 30, 2024 3:23:39 PM
Attachments: [image001.png](#)
[NUNIAQ STATEMENT CURRENT.pdf](#)
[NUNIAQ STATEMENT.pdf](#)

CAUTION: This email originated from outside the State of Alaska mail system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To Whom it may concern.

I'm writing The ABC board to protest a liquor license change from Second Floor Restaurant to Nuniak LLC #3293

Kodiak Island Broadcasting Inc has tried to contact Melissa Berns multiple times by mail, email and by phone to collect on her outstanding balance with Kodiak Broadcasting Inc for advertising that she purchased in 2023. Her last payment was August 10th, 2023, for \$730.27. Her unpaid balance is \$5631.58 that includes a \$756.11 service charge. For this reason, I must raise questions about this transfer until the balance is paid in full. I have attached the bill with this email showing her last payment in August 2023 and a current statement that shows no payment since then. If needed I can also include email correspondence from 2024 acknowledging her outstanding balance.

Per request from the ABC Board, I have also included in this correspondence the "Local Governing Body", city of Kodiak, and the petitioner Nuniak LLC

Thanks

Charles Wright General Manager
Kodiak Island Broadcasting Co., Inc.
HOT 101.1 KVOK-FM/KVOK-FM HD2 101.1 & 98.7 FM
Office 907-486-5159 ; cell 907-539-2777
1315 Mill Bay Road Suite A; Kodiak, AK 99615



Kodiak Island Broadcasting does not discriminate in the sale of advertising time and will accept no advertising which is placed with an intent to discriminate on the basis of race or ethnicity. Any advertiser certifies that it is not buying broadcast time on Kodiak Island Broadcasting stations for a discriminatory purpose, including but not limited to decisions not to place advertising on particular stations on the basis of race or ethnicity.

This message, including any attachments, is intended solely for the use of the named recipient and may contain confidential and/or privileged information. Any unauthorized review, use, disclosure, or distribution of this communication(s) is expressly prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy any and all copies of the original message.

From: [Melissa Berns](#)
To: [Charles Wright](#)
Cc: [CED ABC Alcohol Licensing \(CED sponsored\)](#); [Clerks](#); [Nate Svoboda](#)
Subject: Re: License #3293 Protest License change
Date: Saturday, January 4, 2025 8:02:50 PM
Attachments: [image001.png](#)

CAUTION: This email originated from outside the State of Alaska mail system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Afternoon Mr. Wright, ABC Board and City of Kodiak,
Upon receiving the email from Mr. Wright at KVOK I tried to reach out to him both at the station and his personal cell but have not heard back from him.

As a new business in 2023 I was approached to advertise on the radio. What was received was definitely much more than what was presented to me. I let the rep know this and don't know what else I was signed up for; before I knew it I was receiving astronomical bills I couldn't keep up with. As a new business, clearly I should not have been advertising, as I was working my hardest to get established in a very old building and industry with many continued challenges.

Our business plan and model included the sales of beer and wine; this is the only way it can survive. We applied for this license transfer well over a year ago with the hopes of generating extra revenue that would help get our head above water; yet we continue to wait. I would appreciate your continued support to get this transfer completed so that we can provide the services we have hoped for since inception.

Respectfully,
Melissa

Melissa Berns, Chef/Owner



*113 Lower Millbay Road
Kodiak, Alaska 99615
Phone: 907-481-1660
Cell: 907-202-1139
visit us at www.nuniahq.com*

On Mon, Dec 30, 2024 at 3:23 PM Charles Wright <charles@kvok.com> wrote:

To Whom it may concern.

I'm writing The ABC board to protest a liquor license change from Second

Floor Restaurant to Nuniaq LLC #3293

Kodiak Island Broadcasting Inc has tried to contact Melissa Berns multiple times by mail, email and by phone to collect on her outstanding balance with Kodiak Broadcasting Inc for advertising that she purchased in 2023. Her last payment was August 10th, 2023, for \$730.27. Her unpaid balance is \$5631.58 that includes a \$756.11 service charge. For this reason, I must raise questions about this transfer until the balance is paid in full. I have attached the bill with this email showing her last payment in August 2023 and a current statement that shows no payment since then. If needed I can also include email correspondence from 2024 acknowledging her outstanding balance.

Per request from the ABC Board, I have also included in this correspondence the "Local Governing Body", city of Kodiak, and the petitioner Nuniaq LLC

Thanks

Charles Wright General Manager
Kodiak Island Broadcasting Co., Inc.
HOT 101.1 KVOK-FM/KVOK-FM HD2 101.1 & 98.7 FM
Office 907-486-5159 ; cell 907-539-2777
1315 Mill Bay Road Suite A; Kodiak, AK 99615



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From: [Charles Wright](#)
To: "Melissa Berns"
Cc: [CED ABC Alcohol Licensing \(CED sponsored\)](#); "Clerks"; "Nate Svoboda"
Subject: RE: License #3293 Protest License change
Date: Monday, January 6, 2025 9:28:30 AM
Attachments: [image001.png](#)

CAUTION: This email originated from outside the State of Alaska mail system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I'm here most weekdays from 7am to 4pm. I did call you back but no answer. I am also reachable via email. We have reached out to you regarding your outstanding balance on 3-8-24, 4-25-24 and 7-31-24 with no response. You receive a monthly statement showing your past due balance as well as service charges accumulating on this account to the mailing and physical address of this business at 113 Lower Mill Bay Rd. I find it hard that you would not understand what you were getting into since we do send out monthly statements as well as you were in direct contact with your sales rep at the time of this advertising as she also worked for you part time.

We understand that it takes a lot to get a new business established which is why we have carried the debt for over a year. I have offered payment plans via email on the above dates with no response. Please get in touch with me for a debt settlement. I'm sure we can come up with an amicable solution so that we can withdraw our protest to this license change.

Charles Wright General Manager
Kodiak Island Broadcasting Co., Inc.
HOT 101.1 KVOK-FM/KVOK-FM HD2 101.1 & 98.7 FM
Office 907-486-5159 ; cell 907-539-2777
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From: Melissa Berns <nuniaqak@gmail.com>
Sent: Saturday, January 4, 2025 8:03 PM

To: Charles Wright <charles@kvok.com>

Cc: CED ABC Alcohol Licensing (CED sponsored) <alcohol.licensing@alaska.gov>; Clerks <Clerks@city.kodiak.ak.us>; Nate Svoboda <svoboda.nate@gmail.com>

Subject: Re: License #3293 Protest License change

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Respectfully,
Melissa

Melissa Berns, Chef/Owner



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Kodiak, Alaska 99615

Phone: 907-481-1660

Cell: 907-202-1139

visit us at www.nuniaq.com

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Charles Wright General Manager

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From: [Charles Wright](#)
To: [CED ABC Alcohol Licensing \(CED sponsored\)](#)
Subject: RE: AS 04.09.210 Protest License change
Date: Wednesday, January 22, 2025 12:04:17 PM
Attachments: [image001.png](#)

I expect to receive the final payment from Nuniaq soon once we receive that payment we will remove our objection. We have received half the balance.

Charles Wright General Manager
Kodiak Island Broadcasting Co., Inc.
HOT 101.1 KVOK-FM/KVOK-FM HD2 101.1 & 98.7 FM
Office 907-486-5159 ; cell 907-539-2777
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From: CED ABC Alcohol Licensing (CED sponsored) <alcohol.licensing@alaska.gov>
Sent: Wednesday, January 22, 2025 11:54 AM
To: CED ABC Alcohol Licensing (CED sponsored) <alcohol.licensing@alaska.gov>; Charles Wright <charles@kvok.com>
Subject: RE: AS 04.09.210 Protest License change

Hello Mr. Wright,

Your objection to the transfer of license #3293, Second Floor Restaurant has been included in the board packet that is going before the board for consideration at the February 4th, 2025 meeting. I encourage you to be available for this meeting if you'd like to speak to your objection. I have included the meeting information below.

ABC Board Meeting

Date: Tuesday, February 4th, 2025

Time: 9:00am - 5:00pm AKST

Where: Juneau State Office Building (JSOB) Conference Room A (333 Willoughby Ave,

Juneau, AK 99801)

Zoom Info

Meeting Link: <https://amco-alaska-gov.zoom.us/j/83744283445?pwd=cltgyxezaB2W5u0Zub75jmY2Sd2fC.1>

Meeting ID: 837 4428 3445

Passcode: 722999

Telephone: One tap mobile

+17193594580,,83744283445# US

+12532050468,,83744283445# US

Thank you,

Sonya Irwin

Records and Licensing Supervisor
Alcohol and Marijuana Control Office

550 W. 7th Avenue, Suite 1600

Anchorage, Ak 99501

(907)269-0350

Alcohol.licensing@alaska.gov

From: CED ABC Alcohol Licensing (CED sponsored)

Sent: Monday, December 30, 2024 12:54 PM

To: Charles Wright <charles@kvok.com>; CED ABC Alcohol Licensing (CED sponsored) <alcohol.licensing@alaska.gov>

Subject: RE: AS 04.09.210 Protest License change

Hello Mr. Wright,

If you wish to submit an objection of the transfer of license #3293, Second Floor Restaurant you will need to submit written comment to their local governing body, the applicant, and to the Alcoholic Beverage Control Board at 550 West 7th Ave. Suite 1600 Anchorage AK 99501 or alcohol.licensing@alaska.gov.

AS 04.11.470. Objection. A person may object to an application for issuance, renewal, transfer of location, or transfer to another person of a license, for issuance, renewal, or transfer to another person of a license with one or more endorsements, for issuance of an endorsement, or for issuance of a permit by serving upon the applicant and the board the reasons for the objection. The board shall consider the objections and testimony received at a hearing conducted under AS 04.11.510(b)(2) when it considers the application. An objection and the record of a hearing conducted under AS 04.11.510(b)(2) shall be retained as part of the board's permanent record of its review of the application.

Thank you,

Sonyia Irwin
Records and Licensing Supervisor
Alcohol and Marijuana Control Office
550 W. 7th Avenue, Suite 1600
Anchorage, Ak 99501
(907)269-0350
Alcohol.licensing@alaska.gov

From: Charles Wright <charles@kvok.com>
Sent: Tuesday, October 8, 2024 3:56 PM
To: CED ABC Alcohol Licensing (CED sponsored) <alcohol.licensing@alaska.gov>
Subject: AS 04.09.210 Protest License change

You don't often get email from charles@kvok.com. [Learn why this is important](#)

CAUTION: This email originated from outside the State of Alaska mail system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To Whom it may concern.

I'm Writing The ABC board to protest a liquor license change from Second Floor Restaurant to Nuniaq LLC AS 04.09.210.

Kodiak Island Broadcasting Inc has tried to contact Melissa Berns multiple times by mail, email and by phone to collect on her outstanding balance with Kodiak Broadcasting Inc for advertising that she purchased in 2023. Her last payment was August 10th, 2023, for \$730.27. Her unpaid balance is \$5631.58 that includes a \$756.11 service charge. For this reason, I must raise questions about this transfer until the balance is paid in full. I have attached the bill with this email showing her last payment in August 2023 and a current statement that shows no payment since then. If needed I can also include email correspondence from 2024 acknowledging her outstanding balance.

Charles Wright General Manager
Kodiak Island Broadcasting Co., Inc.
HOT 101.1 KVOK-FM/KVOK-FM HD2 101.1 & 98.7 FM
Office 907-486-5159 ; cell 907-539-2777
1315 Mill Bay Road Suite A; Kodiak, AK 99615



Kodiak Island Broadcasting does not discriminate in the sale of advertising time and will accept no advertising which is placed with an intent to discriminate on the basis of race or ethnicity. Any advertiser certifies that it is not buying broadcast time on Kodiak Island Broadcasting stations for a discriminatory purpose, including but not limited to decisions not to place advertising on particular stations on the basis of race or ethnicity.

This message, including any attachments, is intended solely for the use of the named recipient and may contain confidential and/or privileged information. Any unauthorized review, use, disclosure, or distribution of this communication(s) is expressly prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy any and all copies of the original message.