



June 15, 2011

To: Common Council
From: Debbie Galeazzi, Clerk
Subject: Whiting LLC, 14 Tayco Street

A Reserve "Class B" application to deal in intoxicating liquor and fermented malt beverages for the 2011-2012 licensing year has been filed by Whiting LLC d/b/a Mi Casa Mexican Grill, 14 Tayco Street.

The Police Dept. has done a background check on the Michael Roy Whiting, the member of the LLC and the agent and find no reason to deny a license. The Fire Dept., Health Dept., and Building Inspectors have inspected the property and find the property is in compliances with City codes. All financial obligations to the City are current.

I see no reason to withhold action on this license.

ORIGINAL ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning July 1 20 11 ;
ending June 30 20 12

TO THE GOVERNING BODY of the: Town of } Menasha
 Village of }
 City of }
County of Winnebago Aldermanic Dist. No. _____ (if required by ordinance)

| Applicant's Wisconsin Seller's Permit Number: | |
|--|-------------|
| Federal Employer Identification Number (FEIN): | |
| LICENSE REQUESTED ▶ | |
| TYPE | FEE |
| <input type="checkbox"/> Class A beer | \$ |
| <input checked="" type="checkbox"/> Class B beer | \$ |
| <input type="checkbox"/> Wholesale beer | \$ |
| <input type="checkbox"/> Class C wine | \$ |
| <input type="checkbox"/> Class A liquor | \$ |
| <input checked="" type="checkbox"/> Class B liquor | \$ |
| <input checked="" type="checkbox"/> Reserve Class B liquor | \$ |
| Publication fee | \$ <u>5</u> |
| TOTAL FEE | \$ |

1. The named INDIVIDUAL PARTNERSHIP LIMITED LIABILITY COMPANY
 CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners, give last name, first, middle; corporations/limited liability companies give registered name): Whiting, Michael, Roy Whiting L.L.C

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

| | | | | |
|-----------------------|---------------------|---------------------------------|--|--|
| President/Member | Title <u>Member</u> | Name <u>Michael Roy Whiting</u> | Home Address <u>1834 Northpoint ST</u> | Post Office & Zip Code <u>Oshkosh, WI, 54901</u> |
| Vice President/Member | | | | |
| Secretary/Member | | | | |
| Treasurer/Member | | | | |
| Agent ▶ | | <u>Michael Roy Whiting</u> | | |
| Directors/Managers | | | | |

3. Trade Name ▶ Mi Casa Mexican Grill Business Phone Number 920-720-3600
4. Address of Premises ▶ 14 Tayco St. Menasha, WI 54952 Post Office & Zip Code ▶ Menasha, WI, 54952

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? Yes No
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? Yes No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? Yes No
8. (a) Corporate/limited liability company applicants only: Insert state Wis. and date 7-1-11 of registration.
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? Yes No
(c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? Yes No
(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) First floor indoors and outdoor patio

10. Legal description (omit if street address is given above): _____
11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
(b) If yes, under what name was license issued? Mario Nunez
12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [phone 1-800-937-8864] Yes No
13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? [phone (608) 266-2776] Yes No
14. Is the applicant indebted to any wholesaler beyond 15 days for beer or 30 days for liquor? Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signers. Signers agree to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants and each member of a partnership applicant must sign; corporate officer(s), members/managers of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

SUBSCRIBED AND SWORN TO BEFORE ME

this 27th day of May, 20 11

Deborah A. Malozzi
(Clerk/Notary Public)

My commission expires 8/5/12

Michael R. Whiting
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)

(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)

(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK

| | | | |
|---|--------------------------------|---------------------------------|-----------------------------------|
| Date received and filed with municipal clerk <u>5/27/11</u> | Date reported to council/board | Date provisional license issued | Signature of Clerk / Deputy Clerk |
| Date license granted | Date license issued | License number issued | |