



ARKANSAS TOBACCO CONTROL

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Asa Hutchinson
Governor

Steve Goode
Director

BOARD MEETING MINUTES OCTOBER 3, 2019

The Arkansas Tobacco Control Board met on Thursday, October 3, 2019 for its monthly meeting in the Main Street Mall Building, located at 101 E. Capitol Avenue, Little Rock, Arkansas, beginning at 10:00 a.m. in Suite 119. There were 6 Board members present. Those attending were Chairman Kevin Case, Mrs. Carol Dyer, Mr. Sam Stathakis, Jr., Dr. Patricia Knott, Dr. Shabbir Dharamsey and Mr. Jay Hickey arriving late. Dr. Brad Mayfield & Mr. Gary Profitt did not attend.

Chairman Kevin Case welcomed those attending and introduced Charlie Moulton serving as the Hearing Officer and Nicole Hartwick serving as Court Reporter.

The normal order of the meeting was slightly rearranged waiting for Mr. Hickey to arrive for the hearings.

WHOLESALE APPLICATION

The wholesale application for Natural State Greenwise Distributor in North Little Rock was presented to the board and ask for approval. A motion was made to accept and it was seconded. It passed with 5 yes votes and 3 absent.

NEW PERMITS ISSUED

Director Goode asked the Board members to review the list of 43 new permits issued from September 5 through October 2, 2019. The new permits issued were approved by the board with 5 yes votes and 3 absent.

ACCEPTED OFFERS

Director Goode then asked the board members to review the list of Accepted Offers of Settlement dated October 3, 2019 which were approved by the board with 5 yes votes and 3 absent.

ENFORCEMENT ACTIVITY

Deputy Director Greg Sled reported for FY 2020 that ATC has completed 1679 compliance checks with 92 violations at a violation rate of 5.48%. ATC also completed 82 store inspections that resulted in 46 violations at 29 different locations which is a violation rate of 35.3%.

Mandy Miller has merchant training classes scheduled around the state for the month of October in the following locations.

10/17 Alma
10/22 Hot Springs
10/24 Russellville
10/30 White Hall

Deputy Director Sled also reported for FDA in Deputy Director Larry Owens absence that FDA completed 320 compliance checks with 4 violations and 42 follow-ups with 0 violations with a total of 362 with 4 violations which is a violation rate of 1.10%.

The Chairman then opened the Disciplinary Hearings and asked Attorney Lindsey Burnette to present the following:

REVOCATION HEARING

**IN THE MATTER OF
AMEEN OLWAN
ARABICA HOOKAH CAFÉ – LITTLE ROCK – PERMIT #11458-01 AND
ROOSEVELT SUPERSTORE – LITTLE ROCK – PERMIT #11823-02**

Attorney Dan Hancock was present representing Ameen Olwan requesting revocation to be overturned. After discussion the board decided to uphold the revocation on both permits. A motion was made and passed with 5 yes votes, 1 no vote and 2 absent.

LENIENCY HEARING

**IN THE MATTER OF
MILAN'S MINI MART – OSCEOLA
PERMIT 4329-03**

Mr. Mohammed Akhunju, owner & president was present to represent Milan's Mini Mart in Osceola. After hearing opening statement from Mr. Akhunju, a decision was made to suspend the hearing until next month because it should have been set as a full hearing. A motion was made and approved with 6 yes votes and 2 absent.

BOARD HEARING MINUTES – SEPTEMBER 5, 2019

Mr. Case asked for a motion to approve the board meeting minutes from September 5, 2019. A motion was made to approve the September minutes and it was passed with 6 yes votes and 2 absent.

ADJOURNMENT

In closing, Chairman Case stated that the next Board Meeting will be November 7, 2019. A motion was made and seconded to adjourn. It was approved with 6 yes votes and 2 absent. The meeting was adjourned.

Minutes prepared by

Pat Dykes

October 8, 2019

Pat Dykes