

**STATE OF CONNECTICUT**

**DEPARTMENT OF CONSUMER PROTECTION**

**IN THE MATTER OF**

Douglas D. Harnois, Applicant  
LMMN, LLC , Backer  
The Wine Shoppe  
Liquor Permit No. LIP.14222  
Docket No. 07-194

March 27, 2007

**MEMORANDUM OF DECISION**

This matter involves a new application for a package store liquor permit for The Wine Shoppe, 898 North Colony Road, Wallingford, Connecticut. A formal administrative hearing was held before the Department of Consumer Protection on December 14, 2006, at which time Douglas D. Harnois, applicant and member of the backer limited liability company, appeared. The hearing was held in accordance with Section 30-39(c), Connecticut General Statutes, as a result of a legally sufficient remonstrance questioning the suitability of the applicant.

A remonstrant appeared on behalf of the remonstrance to oppose the granting of the final permit.

Based upon the evidence adduced at the hearing, we find the following facts: Liquor Control Agent Raia conducted a thorough investigation in connection with the new application and the remonstrance. He spoke with the applicant and the remonstrant and conducted an on-site inspection. There is currently an active liquor permit at this location. Mr. Harnois presently holds an interest in the backer of two package store liquor permits, LIP.13989 and LIP. 13853, and he has been attempting for some time to divest himself of his interest in these package store permits.

Based upon the substantial evidence presented, we do not find either the location or the applicant to be unsuitable to hold a package store liquor permit. The determination of factual matters with regard to the suitability of the location of proposed liquor permit premises is vested with the Liquor Control Commission. Brown v. Liquor Control Commission, 176 Conn. 428, 407 A.2d 1020 (1973).

Accordingly, we hereby deny the remonstrance and grant the final package store liquor permit to Douglas Harnois and The Wine Shoppe, subject to the agent's final requirements.

**DEPARTMENT OF CONSUMER PROTECTION  
LIQUOR CONTROL COMMISSION**

BY:

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Elisa A. Nahas, Esq.  
Presiding Officer

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Gary Koval, Commissioner

Parties:

Douglas D. Harnois, Applicant, 624 Sixth Ridge Road, Wallingford, CT 06492  
Gerald E. Farrell, Sr., Esq., Agent for Remonstrants, Farrell, Leslie & Grochowski, 375  
Center Street, P.O. Box 369, Wallingford, CT 06492-0369

Nonparties:

John Suchy, Director, Liquor Control Division  
Connecticut Beverage Journal, 2508 Whitney Ave., P.O. Box 185159, Hamden, CT 06518  
Connecticut State Library, 231 Capitol Avenue, Hartford, CT 06106