



HOUSE OF REPRESENTATIVES

STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813

March 16, 2010

To: Representative Angus McKelvey, Chair of EBM
Representative Issac Choy, Vice Chair of EBM, and committee members

Re: SB 2545, Relating to Intoxicating Liquor
Public hearing on March 16, 2010, 9:00 a.m., Room 312

Mahalo for hearing SB 2545, which I strongly support. Many people living and working near unlicensed BYOBs have expressed concern about BYOBs being a public nuisance. Allow me to present three items for your consideration:

1. Honolulu Star-Bulletin article, February 15, 2010 with photo showing case of beer on cooler in foreground at an unlicensed BYOB establishment.
2. Home video at a Young Street BYOB with EMS ambulance, firemen, police car(s), and body being put into an ambulance. This video was taken on Tuesday, March 2, 2010 at 12:37 a.m. Resident says something like this occurs almost nightly.
3. Attached are 12 testimonies to prior committees this session. Please note the testimony about the Honolulu Police Department logging 171 noise complaints within the last two years near Makaloa Plaza.

Mahalo nui loa for your attention to these items and this bill.

With warmest aloha,

Karl Rhoads

**Karl Rhoads ~ Chair, Committee on Labor and Public Employment
Member of Committees on Education, Higher Education, Public Safety and Transportation**

District 28: Palama, Chinatown, Downtown, Lower Makiki, Sheridan

State Capitol, Room 326 – Honolulu, Hawaii 96813

Phone: 586-6180 – Fax: 586-6189

E-Mail: reprhoads@capitol.hawaii.gov

KR testimony to Chair McKelvey, 3-16-10/KR bills 2010, SB 2545

[OUR ISLAND]

No cheers greet BYOB bill

Counties would have power to control liquor that customers bring in

BY ROB SHIKINA
rshikina@starbulletin.com

Sheri Richard and friends kept their alcoholic drinks chilled in a blue cooler during a karaoke session recently in Makiki.

"That's half the fun," Richard, of Kahaluu, said after coming out of Krazy Karaoke on Young Street.

But the Honolulu Liquor Commission wants to regulate businesses that allow customers to "bring your own beer," hoping to cut off BYOB drinkers at 10 p.m.

Senate Bill 2545, which passed out of the Transportation Committee last week with some unexpected amendments, would allow county liquor commissions to require permits before businesses can allow customers to carry in alcohol.

Sen. Carol Fukunaga, who introduced the bill, said a law is needed to regulate the BYOB establishments in her district, which have grown during the recession.

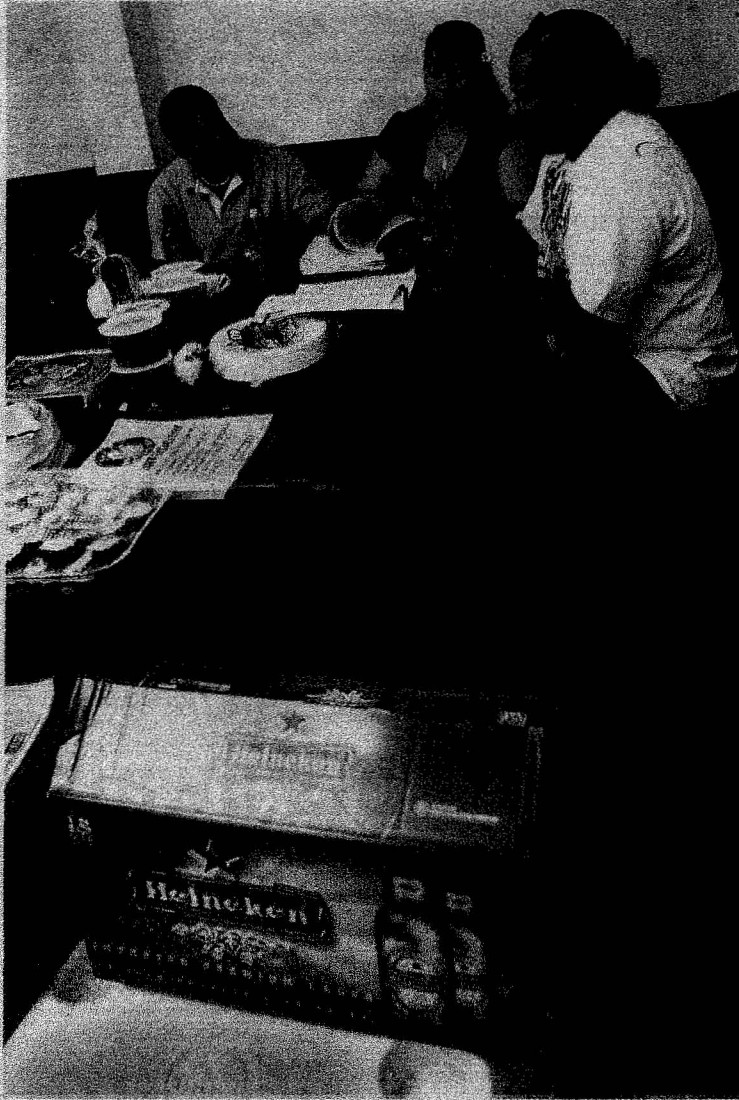
Fukunaga (D, Makiki-McCully) said the permit would give the commission the authority to cite a business for violations and take away its BYOB permit if the business gets multiple citations.

She said calls to police about noise and rowdy customers spilling from unlicensed karaoke businesses haven't worked, citing 171 complaints over three years about the entertainment businesses at Makalapa Plaza near Keeaumoku Street.

Commission Chairman Dennis Enomoto said the commission wanted the bill to help fight illegal liquor sales. He said there are reports of some businesses selling alcohol and pretending customers brought it in themselves.

"Guys without a license are actually selling liquor and calling it BYOB," Enomoto said. "That's a problem we're having a hard time enforcing because they're claiming BYOB. ... I suspect it's a growing trend."

State Sen. J. Kalani English, chairman of the Transportation Committee, passed the bill out of his committee but said he dislikes it because it



FL MORRIS / FMORRIS@STARBUCKETIN.COM

Owners of Krazy Karaoke on Young Street are concerned about proposed legislation to limit drinking at businesses where customers bring their own liquor. Customers Jo Shields, left, Lisa Himan and Kaipo Ring celebrated Himan's birthday Saturday in one of the karaoke rooms. They brought in their favorite beer, Heineken.

adds too much regulation.

"There's a lot of problems with the bill," said English (D, Hana-Kahoolawe) after moving it forward because other senators expressed a need for it.

He said he does not know how much a permit would cost.

English's committee also made significant changes to the bill. It added a provision allowing customers who bring their wine to cork the bottle and take home any remaining liquor.

He also took out the time limit, meaning customers

can drink their liquor in a business any time. Under current law, customers can only drink their booze in a business between 6 a.m. and 2 a.m.

Enomoto said the commission does not support the bill's current version.

"As amended ... it doesn't meet what we're trying to achieve," he said. He said limiting BYOB drinking to between 8 a.m. and 10 p.m. would curb illegal sales and reduce late night noise without interfering with most restaurant businesses.

Malcolm and Lynn

Shiroma, owners of Krazy Karaoke on Young Street and at Pearl Kai, worry how the bill will affect their plans for opening two more karaoke businesses on Oahu.

"It's a business killer," said Malcolm Shiroma.

Lynn Shiroma said she already cards young people, and if they are underage, she does not allow liquor into the room.

"We're pretty strict already," she said. "In today's economy it's hard enough to make a small business like ours to be able to maintain (itself)."

From: Hirai, Anna C. [ahirai@honolulu.gov]
Sent: Monday, March 15, 2010 2:44 PM
To: EBMtestimony
Cc: Eric Honma; Janice Pakele; Sharon Otsubo; Franklyn Silva; Dennis Enomoto; iris@iokawalaw.com; Sen. Carol Fukunaga; Hyun, Edmund K B; Smith, Jeffrey P; Shinsato, Ross; Yap, Russell C F
Subject: FW: Late Testimony Submission
Attachments: SB 2545 Proposed SD2.doc
Importance: High

Re: SB 2545 SD2 Proposed HD1
Hearing before EBM – Tuesday, March 16, 2010, 8:30 am

The Departments of Liquor Control of the Counties of Hawaii, Kauai, and Maui and the City and County of Honolulu Liquor Commission submit the attached, which was originally filed with Sen. Baker's Committee on Commerce & Consumer Protection when SB 2545 SD1 came up for hearing. Because of its late submission, the input from the four liquor control jurisdictions could not be considered by CPN. It was suggested that we provide our previously submitted testimony for your committee's consideration. In particular, we believe the parameters of the proposed Class 17 license in the attached document more accurately describe the appropriate "kind" and "category" for this type of license. It is our understanding that appropriate amendments to HRS 281-31 and -61 pertaining to liquor liability insurance will also be considered. Thank you for your consideration of this matter.

Anna C. Hirai
Assistant Administrator
Honolulu Liquor Commission
711 Kapiolani Boulevard, Suite 600
Honolulu, Hawaii 96813-5249
Direct Dial: 768-7302
Fax: 591-2700
Email: ahirai@honolulu.gov
Website: www.honolulu.gov/liq

From: Hirai, Anna C.
Sent: Tuesday, February 23, 2010 9:29 AM
To: 'CPNTestimony@Capitol.hawaii.gov'
Cc: Eric Honma; Jan Pakele; Sharon Otsubo; Franklyn Silva; Dennis Enomoto; iris@iokawalaw.com; 'Sen. Carol Fukunaga'; Rosenzweig, Jack; Hyun, Edmund K B; Smith, Jeffrey P; Shinsato, Ross; Yap, Russell C F
Subject: Late Testimony Submission
Importance: High

The Departments of Liquor Control of the Counties of Hawaii, Kauai, and Maui and the City and County of Honolulu Liquor Commission apologize for this late submission; respectfully oppose SB 2545 SD1; and provide the proposed SD2 for the Committee on Commerce & Consumer Protection's consideration. The attached is the result of discussions among the four liquor control jurisdictions and Sen. Fukunaga's office in response to the amendments contained in the SD1. Thank you for the opportunity to provide this late testimony.

Anna C. Hirai
Assistant Administrator
Honolulu Liquor Commission
711 Kapiolani Boulevard, Suite 600
Honolulu, Hawaii 96813-5249
Direct Dial: 768-7302
Fax: 591-2700
Email: ahirai@honolulu.gov
Website: www.honolulu.gov/liq

§281-4 Liquor consumption on unlicensed premises prohibited, when. (a)

It shall be unlawful for any person who keeps or maintains any restaurant or other premises where food, beverages, or entertainment are provided, or brought in by patrons or guests, whether for compensation or not, or to which members of the public, or members of an organization, resort for food, refreshment, or entertainment, and who is not a licensee of the commission under this chapter, to promote, encourage, aid, or permit the consumption of liquor on the premises, except during the hours between 6:00 a.m. to 12:00 midnight ~~[which licensed premises of dispensers are permitted to be open for the transaction of business in the county where the premises are located]~~. A premises which desires to operate after 12:00 midnight to 2:00 a.m. shall be required to obtain a class 17 liquor license and shall be subject to Chapter 281 and rules of the liquor commission during all hours of its operation except as otherwise provided by law.

(b) It shall be unlawful for any person who is present at any restaurant or other premises where food, beverages, or entertainment are sold, provided, or brought in by patrons or guests, or to which members of the public, or members of an organization, resort for food, refreshment, or entertainment, and which premises are not licensed by the commission under this chapter, to consume any liquor on the premises, except during the hours between which licensed premises of dispensers are permitted to be open for the transaction of business in the county where the premises are located.

(c) It shall be unlawful for any person who keeps or maintains any restaurant or other premises where food, beverages, or entertainment are provided, or brought in by patrons or guests, whether compensated or not, to sell or provide or allow the consumption of liquor to or for any of the following persons knowing that such person has, or is about to obtain, liquor for consumption by the person on the premises, to wit:

- (1) Any minor;
- (2) Any person at the time under the influence of liquor;
- (3) Any disorderly person;
- (4) Any person known to be addicted to the excessive use of liquor; or
- (5) Any person, for consumption in any vehicle on the premises;

provided that the providing of liquor to or for a minor who has or is about to obtain liquor for consumption by the minor on the premises or allowing the consumption of liquor by a minor shall not be deemed to be a violation of this subsection if, at the time, the person providing or allowing the consumption of liquor was misled by the appearance of the minor and the attending circumstances into honestly believing that such minor was of legal age and the person acted in good faith, and it shall be incumbent upon the person to prove that the person so acted in good faith.

(q) Class 17. Bring Your Own Beverage License.

- (1) A general license under this class shall authorize the license to permit patrons to bring their own liquors for consumption on the premises between the hours of 6:00 a.m. to 2:00 a.m. the following day. A licensee under this class shall be issued a license according to the category of establishment the licensee owns or operates. The categories of establishments shall be as follows:

(a) Premises in which recorded music and live entertainment, including karaoke, is provided.

(b) Premises in which recorded music, live entertainment, including karaoke and dancing, is provided.

(2) If a licensee under this class desires to change the category of establishment the licensee owns or operates, the licensee shall apply for a new license applicable to the category of the licensee's establishment.

(3) A BYOB license shall not be subject to provisions of commission rules relating to percentage fees.

(q) (r) Restaurants, retailers, dispensers, clubs, cabarets, hotels, caterers, brewpubs, ~~and~~ condominium hotels and BYOB establishments licensed under class 2, class 4, class 5, class 6, class 11, class 12, class 13, class 14, ~~and~~ class 15 and class 17 shall maintain at all times liquor liability insurance coverage in an amount of not less than \$1,000,000. Proof of coverage shall be kept on the premises and shall be made available for inspection by the commission at any time during the licensee's regular business hours. In the event of a licensee's failure to obtain or maintain the required coverage, the commission shall refuse to issue or renew a license, or shall suspend or terminate the license as appropriate. No license shall be granted, reinstated, or renewed until after the required insurance coverage is obtained.

§281-61 Renewals. (a) Other than for good cause, the renewal of an existing license shall be granted upon the filing of an application; provided that if:

- (1) Complaints from the public;
- (2) Reports from the commission's investigators; or
- (3) Adjudications of the commission or the liquor control adjudication board,

indicate that noise created by patrons departing from the premises disturbs residents on the street or of the neighborhood in which the premises are located, or that noise from the premises or adjacent related outdoor areas such as parking lots or lanais exceed standards contained in state or county noise codes or intrudes into nearby residential units, the commission may deny the renewal application or withhold the issuance of a renewed license until corrective measures meeting the commission's approval are taken.

(b) The commission or board, pursuant to section 281-17, at the time of renewal or at any time, may revoke, suspend, or place conditions or restrictions on any license issued under this chapter for the purpose of preventing activities within the licensed premises or adjacent areas that are potentially injurious to the health, safety, and welfare of the public and neighborhood including but not limited to criminal activity, notice to the licensee, and a hearing before the commission pursuant to chapter 91.

(c) The commission ~~or board~~ shall deny renewal of a class 2, class 4, class 5, class 6, class 11, class 12, class 13, class 14, ~~or~~ class 15 or class 17 license if the applicant for renewal fails to present proof of the liquor liability insurance required by section 281-31(q).



Retail Liquor Dealers Association of Hawaii

1188 Bishop St, Suite 608, Honolulu, Hawaii 96813
Phone (808) 533-1292 Fax (808) 599-2606 Email LISHawaii@aol.com

Tuesday, March 16, 2010 @ 8:30 a.m. in CR 312

To: House Committee on Economic Revitalization, Business, & Military Affairs
Rep. Angus L.K.McKelvey, Char
Rep. Isaac W. Choy, Vice Chair

By: Richard C. Botti, Executive Director

Re: SB 2545, SD2 RELATING TO INTOXICATING LIQUOR

Chairs & Committee Members:

Requesting Amendments

Chairs & Committee Members:

The only good thing about our financial crises is that it gives us an opportunity to re-invent and streamline government requirements that are cumbersome, expensive, and a waste of time and resources for both government and business.

We are addressing our testimony to sections of SB 2545, SD2 relating to burdensome requirements placed on business, liquor commissions, and state and federal government agencies.

These requirements are:

- §281-31 (r) Licenses, classes - requiring the licensee to provide evidence of \$1 million in liquor liability insurance coverage prior to renewing a license;
- §281-45 (3) §281-61(c) the licensee must provide a tax clearance for both State and IRS prior to renewing a license; and
- §281-45 (4) the licensee must provide evidence of \$1 million in liquor liability insurance coverage prior to renewing a license.

While the §281-45 (4) requirement to show evidence of liability insurance should not even be on the books, since it is already a requirement in most property leases, and anyone without it takes the risk of having everything they own at risk.

These provisions require about two thousand licensees to jump through three hoops in order for government to catch possibly up to a hundred licensees who may fit the profile. This also means that government agencies and insurance companies must jump through the same hoops to provide the documentation, when the one way road could easily be changed to go the other way, reducing the workload by liquor commissions, licensees, the Tax Departments, and insurance carriers by over 90%. The other direction of the road is to require government agencies to notify the liquor commissions of delinquent taxpayers, and to require insurance companies to duplicate any cancellation notice to the liquor commission involved.

Is this too simple, or lack common sense? We don't think so, as it will save hundreds of hours for both government and business, which equals less cost for both sides.

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From: Rob DeKeyrel [chickenman@sierranevada.com]
Sent: Monday, March 15, 2010 2:16 PM
To: EBMtestimony
Subject: SB 2545

Importance: High

State of Hawaii
House of Representatives

Re: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Rob DeKeyrel
SIERRA NEVADA BREWING CO.
HAWAII STATE MANAGER
808-938-1972 VOICE
808-396-2182 FAX

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STONE
BREWING CO.

March 15, 2010

State of Hawaii
House of Representatives

Re: Testimony in STRONG support of SB 2545

To whom it may concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. Specifically, the current rules limit the annual production of a Brewpub licensee. Craft brewing is a rapidly growing and vibrant business in the United States, and in the great state of Hawaii. I believe it is good legislation to support this growth of small business business. Currently a Brewpub is limited to 10,000 barrels of production in a given year. Hawaii is fortunate as a State that brewing has been successful to the point that this arbitrary limit needs to be raised. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. Small businesses contribute a significant amount of taxes to the State as well as supplying growth in jobs to Americans.

I urge you to pass SB 2545 in support of growing and diversifying the economy of Hawaii.

Sincerely,

Greg Koch
CEO & Co-Founder

From: Crockford, Scott A. @ Kahului [Scott.Crockford@cbre.com]
Sent: Monday, March 15, 2010 1:20 PM
To: EBMtestimony
Subject: SB 2545 - SUPPORT

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local economy by creating manufacturing and distribution jobs. Creating high quality local products is good for both our local and visitor related businesses and tax base. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. This is the right thing to do.

Please pass SB 2545. This is the kind of industry that our legislatures should support as it creates jobs and helps both our local and visitor industries.

Mahalo, Scott

Scott A. Crockford (B) | Vice President-Brokerage Services
Crockford Realty, Inc.
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CB Richard Ellis, Inc. | Retail/Investments
Kahului Office Building
33 Lono Avenue, #295 | Kahului, HI 96732
T 808 893 0300 | F 808 893 0305
<mailto:scott.crockford@cbre.com> | www.cbre.com
| www.cbre.com/scott.crockford

From: Garrett W. Marrero [G@MauiBrewingCo.com]
Sent: Monday, March 15, 2010 1:30 PM
To: Scott Crockford; EBMtestimony
Subject: Re: SB 2545 - SUPPORT

Mahalo, how is next week for lunch at Oceans? Maybe Monday?

On 3/15/10 1:19 PM, "Scott Crockford" <scott.crockford@cbre.com> wrote:

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local economy by creating manufacturing and distribution jobs. Creating high quality local products is good for both our local and visitor related businesses and tax base. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. This is the right thing to do.

Please pass SB 2545. This is the kind of industry that our legislatures should support as it creates jobs and helps both our local and visitor industries.

Mahalo, Scott

Scott A. Crockford (B) | Vice President-Brokerage Services
Crockford Realty, Inc.
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| www.cbre.com/scott.crockford

Garrett W. Marrero
MAUI BREWING CO.

www.MauiBrewingCo.com

808.280.4687 cell

877.628.4273 MBC Order Line

Brewery: 910 Honoapiilani Hwy #55 Lahaina, HI 96761 808.661.6205

Brewpub: 4405 Honoapiilani Hwy #217 Lahaina, HI 96761 808.669.3474

From: Scott Freitas [scottf@MauiBrewingCo.com]
Sent: Monday, March 15, 2010 11:28 AM
To: EBMtestimony
Subject: strong support sb 2545

March 15, 2010

State of Hawaii
House of Representatives
ebmtestimony@capitol.hawaii.gov <ebmtestimony@capitol.hawaii.gov>

Re: Strong support for SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Scott Freitas

MAUI BREWING Co.

www.MauiBrewingCo.com

877.628.4273 MBC Order Line

Brewery: 910 Honoapiilani Hwy #55 Lahaina, HI 96761 808.661.6205

Brewpub: 4405 Honoapiilani Hwy #217 Lahaina, HI 96761 808.669.3474

From: Anita Lum [alum@qualcomm.com]
Sent: Monday, March 15, 2010 5:50 AM
To: EBMtestimony
Subject: Testimony in support of SB 2545

March 15, 2010

State of Hawaii
House of Representatives
ebmtestimony@capitol.hawaii.gov

Re: SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. For Maui Brewing Co. it means the ability to brew more product locally than is currently allowed. Demand for Maui Brewing Co. products continues to increase as distribution expands throughout Hawaii and the mainland. Production must increase to support this demand.

Particularly with the uniqueness of Maui Brewing Co.'s products, and the fact that Maui has few products exported, this bill will most definitely have a positive impact on the Hawaiian economy.

Sincerely,

Anita Lum
10755 Scripps Poway Parkway #448
San Diego, CA 92131
858.829.1245

Anita Lum
CDMA Technologies
QUALCOMM, Inc.
Phone: (858) 651-8216

Please use [qprs.support](#) for any QPRS-related issues.

Please use this link for any Hardware Taxonomy or Job Number Requests:

http://dmermprd01.qualcomm.com/eRoom/QCT-ProgramManagement4/HardwareTaxonomyProjectNumberRequest/0_1524

Please use this link to access Oasis: <http://qctoasis.qualcomm.com/pps/tibco/qctoasis>

From: Jeremy Rudolf [jeremy@oskarblues.com]
Sent: Monday, March 15, 2010 11:55 AM
To: EBMtestimony
Subject: Testimony in STRONG SUPPORT of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in FULL support of SB 2545 as it supports local businesses.

Currently a Brewpub is limited to 10,000 barrels of production in a given year. Hawaii is gifted to have breweries that are able to sustain their craft there and should use all means to support their growth.

I urge you to pass SB 2545 in support of growing and diversifying the economy in Hawaii.

Sincerely,

Jeremy Rudolf
jeremy@oskarblues.com
Oskar Blues Brewery
720-635-9750



From: Maui GM (Barry Cales) [Maui_GM@hardrock.com]
Sent: Monday, March 15, 2010 12:17 PM
To: EBMtestimony
Cc: EBMtestimony
Subject: SB 2545

March 15, 2010

State of Hawaii
House of Representatives
ebmtestimony@capitol.hawaii.gov<ebmtestimony@capitol.hawaii.gov>

Re: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony. As a Hawaii Resident, Taxpayer, and Service Industry Employee I have a keen interest in promotion of Hawaii Tourism, Local Employment, and Keeping our Local Economy Moving.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Barry Cales
General Manager
Hard Rock Cafe Maui
900 Front St.
Lahaina, HI 96761
ph 808-667-7400
fx 808-667-5929
cell 808-298-9033
maui_gm@hardrock.com
www.hardrock.com
www.facebook.com/hardrockcafemaui

"Celebrating 20 Years in Maui in 2010!"

From: Honolulu Sales Mgr (Jill Gilboy) [Jill_Gilboy@hardrock.com]
Sent: Monday, March 15, 2010 2:15 PM
To: EBMtestimony; EBMtestimony
Subject: SB 2545

March 15, 2010

State of Hawaii
House of Representatives
ebmtestimony@capitol.hawaii.gov<ebmtestimony@capitol.hawaii.gov>

Re: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony. As a Hawaii Resident, Taxpayer, and Service Industry Employee I have a keen interest in promotion of Hawaii Tourism, Local Employment, and Keeping our Local Economy Moving.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Warm Regards ,
Jill Gilboy - Sales & Marketing Manager
Hard Rock Cafe
1837 Kapiolani Blvd.
Honolulu, HI 96826
Phone: (808) 955-7383
Fax: (808) 949-6040
www.hardrock.com

"Coming Soon: New location on Beachwalk Ave. in Waikiki!"

**Enter for a chance to win a trip for two to Hard Rock Calling in
London on Friday, April 16th at 9:00pm!**

From: Eben Weisberg [eweisberg@saccanidist.com]
Sent: Monday, March 15, 2010 1:00 PM
To: EBMtestimony
Subject: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Eben Weisberg
Craft Brand Manager
Saccani Distributing Company
2600 5th Street, Sacramento, CA 95818
p: 916.441.0213 ext. 120, 1.800.464.4653
f: 916.441.0806
e: eweisberg@saccanidist.com

From: McKeon, Kimberly [Kimberly.McKeon@kapalua.com]
Sent: Monday, March 15, 2010 11:45 AM
To: EBMtestimony
Subject: supoort of SB 2545

March 15, 2010

State of Hawaii
House of Representatives
ebmtestimony@capitol.hawaii.gov

Re: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Kimberly KJ McKeon
Event Coordinator, Kapalua Events Management
Kapalua Land Company, Ltd.
1000 Kapalua Drive NEW ADDRESS!!!
Lahaina, HI 96761
Kimberly.McKeon@kapalua.com
Phone 808-665-9160
Direct 808-665-5413
Fax 808-669-2063
kapalua.com

From: Ari Patz [ari@styrophobia.com]
Sent: Monday, March 15, 2010 1:34 PM
To: EBMtestimony
Subject: Re: Testimony in STRONG support of SB 2545

March 15, 2010

State of Hawaii
House of Representatives

Re: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina. By supporting local business, we are also reducing the carbon footprint by not having to ship our goods thousands of miles.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.


Local first, organic when possible, always with Aloha.

Sincerely,

Ari Patz
Styrophobia, changing the world one plate lunch at a time.
808-391-7134

Never doubt that a small group of thoughtful, committed citizens can change the world. Indeed, it is the only thing that ever has.

Margaret Mead
US anthropologist & popularizer of anthropology (1901 - 1978)

 Before printing this e-mail think if it is necessary. Think green!

From: Surfinggoatdairy@aol.com
Sent: Monday, March 15, 2010 1:55 PM
To: EBMtestimony
Subject: Re: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Thomas Kafsack
Owner
Surfing Goat Dairy
3651 Omaopio Rd.
Kula, HI 96708
808.878.2870

From: Rick Moreno [rmoreno@hrgpros.com]
Sent: Monday, March 15, 2010 2:46 PM
To: EBMtestimony
Subject: STRONG support of SB 2545

Testimony in STRONG SUPPORT of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Rick

Rick Moreno

Director of Revenue Cycle Solutions
Healthcare Resource Group ("HRG")
An Employee-Owned Company
Phone: (866) 672-5932
Cell: (877) 214-3689
Fax: (800) 967-8985
Web: www.hrgpros.com
Email: rmoreno@hrgpros.com

"Your complete Revenue Cycle and Cash Enhancement Partner"

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To: Representative Angus McKelvey, Chair
Committee on Economic Revitalization, Business and Military Affairs

Re: SB2545 SD2, Relating to Intoxicating Liquor

I support SB 2545 SD2, Relating to Intoxicating Liquor for these reasons:

Unregulated BYOB establishments like DoReMi Karaoke have created major disturbances in the Keeaumoku area for the past 4-5 years. These establishments are adjacent to numerous condominiums and the noise and disruptive behavior from patrons of these BYOB businesses are a constant nuisance to nearby residents.

Within the last two years near Makaloa Plaza, the Honolulu Police Department has logged 171 noise complaints in the area. Within the period of November 15, 2009 to December 6, 2009, there were 16 noise complaints within a 22-day time frame. This is a significant increase over the average of 7 complaints a day estimated from the previous 24-month period at Makaloa Plaza.

This bill would allow the Liquor Commission to regulate these businesses and alleviate some of the problems that I have experienced.

Thank you for your favorable consideration.


Signature

Robert Fowlton
Print Name

750 AHANA ST #801
Address

From: estavidaloca@cox.net
Sent: Monday, March 15, 2010 5:49 AM
To: EBMtestimony
Cc: estavidaloca@cox.net
Subject: Testimony in Support of SB 2545

March 15, 2010

State of Hawaii
House of Representatives
ebmtestimony@capitol.hawaii.gov

Re: SB 2545

Dear Sir/Madam:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. For Maui Brewing Co. it means the ability to brew more product locally than is currently allowed. Demand for Maui Brewing Co. products continues to increase as distribution expands throughout Hawaii and the mainland. Production must increase to support this demand.

Particularly with the uniqueness of Maui Brewing Co.'s products, and the fact that Maui has few products exported, this bill will most definitely have a positive impact on the Hawaiian economy. I am a strong supporter of US-made products and am very happy that Maui Brewing Co. is producing such excellent products on Maui.

Sincerely,

Gregory Lum
14215 Ipava Drive
Poway, CA 92064

From: EDWARD BETHAM [jbetham@gmail.com]
Sent: Monday, March 15, 2010 1:32 PM
To: EBMtestimony
Subject: STRONG SUPPORT

Re: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

From: Angela Reid [maxsmama77@gmail.com]
Sent: Monday, March 15, 2010 1:35 PM
To: EBMtestimony
Subject: Re: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Angela Reid
44 Puukoa
Haiku, HI 96708

From: Jennifer Hays [jhays75@hotmail.com]
Sent: Monday, March 15, 2010 2:45 PM
To: EBMtestimony
Subject: IN STRONG SUPPORT OF SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Jennifer Hays

Hotmail is redefining busy with tools for the New Busy. Get more from your inbox. [Sign up now.](#)

From: L Dietz [lordietz@yahoo.com]
Sent: Monday, March 15, 2010 1:58 PM
To: EBMtestimony
Subject: Testimony in STRONG support of SB 2545

Re: Testimony in STRONG SUPPORT OF SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business in Hawaii, we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub is limited to 10,000 barrels of production in a given year. Hawaii has been fortunate as a State that brewing has

been successful to the point that the limits must be raised. Not only are brew pubs a desirable addition to the variety of entertainment provided in Hawaii, brew pub customers assist in the tourism business and this business is needed to continue to grow to allow the Hawaii economy to continue to prosper. Setting an artificially low limit of 10,000 barrels not only inhibits free market enterprise, it creates a burden on entrepreneurs who must, by this 10,000 barrel limit, also limit the success of their business, which in turn, limits the tax revenue for Hawaii.

It is especially important, in light of today's economy, that businesses be allowed to maximize their potential, while in turn, providing much needed revenue to the State. I urge you to pass SB 2545 in support of growing and diversifying the economy in Hawaii.

Sincerely,

Lori Dietz

From: Maggie Desmond [maggie.desmond@gmail.com]
Sent: Monday, March 15, 2010 2:01 PM
To: EBMtestimony
Subject: Testimony in STRONG SUPPORT of SB 2545

March 15, 2010

State of Hawaii
House of Representatives
ebmtestimony@capitol.hawaii.gov <ebmtestimony@capitol.hawaii.gov>

Re: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports local businesses. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii we must support this legislation in order to allow the rules to grow with business. Currently a Brewpub, is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying out economy in Hawaii.

Sincerely,

Maggie Desmond
Honolulu, HI

From: kamaaina [kamaaina@pilipono.com]
Sent: Monday, March 15, 2010 3:16 PM
To: EBMtestimony
Subject: STRONG support for SB2545

March 15, 2010

State of Hawaii
House of Representatives
ebmtestimony@capitol.hawaii.gov <ebmtestimony@capitol.hawaii.gov>

Re: Testimony in STRONG support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as it supports thriving local businesses. In particular, the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawai'i, I feel that we should strongly support this legislation in order to allow the rules to grow along with local businesses. Currently, a Brewpub is limited to 10,000 barrels of production in a given year. We are fortunate as a State that brewing has been so successful that there is a need to raise this limit. In today's economy, we should nurture local businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our local community.

I urge you to pass SB 2545 in support of supporting and diversifying our island economy.

Sincerely,

Don K Najita

From: Bryant Cragun [bry1492@gmail.com]
Sent: Monday, March 15, 2010 3:18 PM
To: EBMtestimony
Subject: Testimony in STRONG SUPPORT of SB 2545

March 15, 2010
State of Hawaii
House of Representatives

Re: Testimony in Strong support of SB 2545

To Whom it May Concern:

Thank you for the opportunity to offer testimony.

I am in support of SB 2545 as I believe Hawaii needs to foster local business growth. I think that instead of passing laws to limit growth, there is an urgent need to prosper businesses that are capable of strong growth and increased employment. In particular the current rules limit the annual production of a Brewpub licensee. As brewing is a rapidly growing and vibrant business here in Hawaii, we must support this legislation in order to allow the rules to grow with business.

Currently a brewpub is limited to 10,000 barrels of production in a given year. We are fortunate as a state that brewing has been successful to the point that we must raise the limit. In today's economy we must nurture businesses that are contributing to our growth and not stifle them. These businesses contribute a significant amount of taxes to the State as well as supply many jobs to our kama'aina.

I urge you to pass SB 2545 in support of growing and diversifying our economy in Hawaii.

Sincerely,

Bryant D. Cragun

February 5, 2010

To: Senator Kalani English, Chair of Transportation, International and
Intergovernmental Affairs

Re: SB 2545, relating to intoxicating liquor
Hearing on Monday, Feb. 8, 2010

As a resident of Makiki who lives near a BYOB (bring your own bottle) 'karaoke' establishment, I urge approval SB 2545.

BYOBs can be as loud and late as any licensed bar or nightclub but are not licensed, regulated, or monitored. As a neighbor of an unlicensed BYOB, I have no one to help curb the noise and disturbance which this BYOB causes.

If it looks like a liquor establishment and sounds like a liquor establishment, then it should be treated as a liquor establishment.

Mahalo for your favorable consideration.

Heather Lieurance

Heather Lieurance
Young Street
Honolulu, HI 96814

February 5, 2010

To: Senator Kalani English, Chair of Transportation, International and
Intergovernmental Affairs

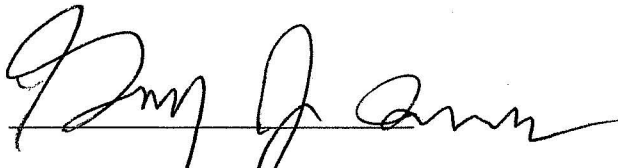
Re: SB 2545, relating to intoxicating liquor
Hearing on Monday, Feb. 8, 2010

As a resident of Makiki who lives near a BYOB (bring your own bottle) 'karaoke' establishment, I urge approval SB 2545.

BYOBs can be as loud and late as any licensed bar or nightclub but are not licensed, regulated, or monitored. As a neighbor of an unlicensed BYOB, I have no one to help curb the noise and disturbance which this BYOB causes.

If it looks like a liquor establishment and sounds like a liquor establishment, then it should be treated as a liquor establishment.

Mahalo for your favorable consideration.


Gary Owens
Young St
Honolulu HI 96814

February 5, 2010

To: Senator Kalani English, Chair of Transportation, International and
Intergovernmental Affairs


Re: SB 2545, relating to intoxicating liquor
Hearing on Monday, Feb. 8, 2010

As a resident of Makiki who lives near a BYOB (bring your own bottle) 'karaoke' establishment, I urge approval SB 2545.

BYOBs can be as loud and late as any licensed bar or nightclub but are not licensed, regulated, or monitored. As a neighbor of an unlicensed BYOB, I have no one to help curb the noise and disturbance which this BYOB causes.

If it looks like a liquor establishment and sounds like a liquor establishment, then it should be treated as a liquor establishment.

Mahalo for your favorable consideration.



JOHN A. MATSUDA

1302 Young St ~~1302~~
Honolulu HI 96814

February 19, 2010

To: Senator Rosalyn H. Baker, Chair of Commerce and Consumer Protection

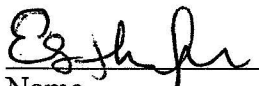
Re: SB 2545, RELATING TO INTOXICATING LIQUOR
Hearing on Tuesday, February 23, 2010 at 10:00 a.m.

As a resident of Makiki who lives near a BYOB (bring your own bottle) 'karaoke' establishment, I urge approval of SB 2545.

BYOBs can be as loud and late as any licensed bar or nightclub but are not licensed, regulated, or monitored. As a neighbor of an unlicensed BYOB, I have no one to help curb the noise and disturbance which this BYOB causes.

If it looks like a liquor establishment and sounds like a liquor establishment, then it should be treated as a liquor establishment.

Mahalo for your favorable consideration.

 Esther Lee
Name

1276 Young St
Address

Hon HI 96814

February 5, 2010

To: Senator Kalani English, Chair of Transportation, International and
Intergovernmental Affairs

Re: SB 2545, relating to intoxicating liquor
Hearing on Monday, Feb. 8, 2010

As a resident of Makiki who lives near a BYOB (bring your own bottle) 'karaoke' establishment, I urge approval SB 2545.

BYOBs can be as loud and late as any licensed bar or nightclub but are not licensed, regulated, or monitored. As a neighbor of an unlicensed BYOB, I have no one to help curb the noise and disturbance which this BYOB causes.

If it looks like a liquor establishment and sounds like a liquor establishment, then it should be treated as a liquor establishment.

Mahalo for your favorable consideration.



1270 Young St
Honolulu HI 96814

February 5, 2010

To: Senator Kalani English, Chair of Transportation, International and
Intergovernmental Affairs

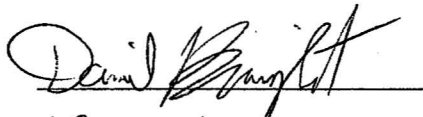
Re: SB 2545, relating to intoxicating liquor
Hearing on Monday, Feb. 8, 2010

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BYOBs can be as loud and late as any licensed bar or nightclub but are not licensed, regulated, or monitored. As a neighbor of an unlicensed BYOB, I have no one to help curb the noise and disturbance which this BYOB causes.

If it looks like a liquor establishment and sounds like a liquor establishment, then it should be treated as a liquor establishment.

Mahalo for your favorable consideration.


1302 Young ST
Honolulu, HI 96814

February 5, 2010

To: Senator Kalani English, Chair of Transportation, International and
Intergovernmental Affairs

Re: SB 2545, relating to intoxicating liquor
Hearing on Monday, Feb. 8, 2010

As a resident of Makiki who lives near a BYOB (bring your own bottle) 'karaoke' establishment, I urge approval SB 2545.

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If it looks like a liquor establishment and sounds like a liquor establishment, then it should be treated as a liquor establishment.

Mahalo for your favorable consideration.

Harriet Aketa
1270 Young St. 2196814

February 5, 2010

To: Senator Kalani English, Chair of Transportation, International and
Intergovernmental Affairs

Re: SB 2545, relating to intoxicating liquor
Hearing on Monday, Feb. 8, 2010

As a resident of Makiki who lives near a BYOB (bring your own bottle) 'karaoke' establishment, I urge approval SB 2545.

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If it looks like a liquor establishment and sounds like a liquor establishment, then it should be treated as a liquor establishment.

Mahalo for your favorable consideration.



Young st
Honolulu HI 96814

February 5, 2010

To: Senator Kalani English, Chair of Transportation, International and
Intergovernmental Affairs

Re: SB 2545, relating to intoxicating liquor
Hearing on Monday, Feb. 8, 2010

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Mahalo for your favorable consideration.



Honolulu, HI 96814

February 19, 2010

To: Senator Rosalyn H. Baker, Chair of Commerce and Consumer Protection

Re: SB 2545, RELATING TO INTOXICATING LIQUOR
Hearing on Tuesday, February 23, 2010 at 10:00 a.m.

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If it looks like a liquor establishment and sounds like a liquor establishment, then it should be treated as a liquor establishment.

Mahalo for your favorable consideration.

Alex Brittant

Name

1776 YOUNG ST.

Address

HONOLULU, HAWAII 96814

February 19, 2010

To: Senator Rosalyn H. Baker, Chair of Commerce and Consumer Protection

Re: SB 2545, RELATING TO INTOXICATING LIQUOR
Hearing on Tuesday, February 23, 2010 at 10:00 a.m.

As a resident of Makiki who lives near a BYOB (bring your own bottle) 'karaoke' establishment, I urge approval of SB 2545.

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If it looks like a liquor establishment and sounds like a liquor establishment, then it should be treated as a liquor establishment.

Mahalo for your favorable consideration.


Name

1302 YOUNG ST APT D
MONROVIA HI 96814

Address
