



Rick Garza  
NCSLA President

# EVOLVE, ADAPT, ENDURE

## 2013 NCSLA Annual Conference

### BUSINESS AGENDA



Conference Host:  
Honolulu Liquor Commission

#### MONDAY - JUNE 24, 2013

1:00 p.m. – 5:00 p.m. Early Registration/Help Desk: Kauai/Maui Foyer  
2:00 p.m. – 4:00 p.m. NCSLA Executive Committee Meeting: Puna Room

#### 1<sup>st</sup> DAY – TUESDAY, JUNE 25 - General Session: Kauai Room

6:30 a.m. – 4:00 p.m. Registration/Help Desk: Kauai/Maui Foyer  
7:30 a.m. – 9:30 a.m. Welcome  
*Pule* by Danny Kaleikini  
Presentation of Colors and Pledge of Allegiance

#### **ALOHA AKU, ALOHA MAI: ALOHA GIVEN, ALOHA RETURNED HAWAIIAN HOSPITALITY THEN AND NOW**

As the last admitted to the union, Hawaii has been a state for a mere 53 years. However, its culture pre-dates by thousands of years the first recorded European contact with the islands in 1778 by British explorer James Cook, which also marked the introduction of alcohol to the Hawaiian archipelago. As the conference’s opening speaker, Kainoa will provide a fascinating historical and cultural perspective of Hawaiian hospitality and the role alcohol played in transforming Hawaii into the place it is today. His mix of archival and oral history information will provide an appropriate backdrop to the conference theme of “Evolve, Adapt, Endure,” as well as a unique introduction to the 50th State. Hawaii has always been known for its welcoming nature and hospitable people, and in his presentation Kainoa will reveal the deep-seated roots of these values and how, although the times may change, hosting people with Aloha does not. E Komo Mai!

#### **Presenter - Kainoa Horcajo**

Roll Call

9:30 a.m. – 9:45 a.m. Morning Break: Kauai/Maui Foyer



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#### 1<sup>st</sup> Day (cont.) – TUESDAY, JUNE 25 - General Session: Kauai Room

9:45 a.m. – 10:45 a.m.

#### **PANEL #1: IS IT STILL A SIN IF EVERYBODY DOES IT?**

We've all read the headlines from New York, Illinois, Nevada and now Arizona: claims of widespread and long term payment of slotting fees and kickbacks to select retailers by major industry players. Ink is spilled and our networks buzz with gossip and speculation but eventually everyone pays up and we move on. But what should we make of this emerging pattern among us? Are we enforcing the wrong laws, or the right laws in a bad way? Should agencies change their priorities or their competencies? And where is industry support for such laws, the idea of voluntary compliance or even respect for the rule of law? Is there any way for us to avoid the next big payoff scandal or are we condemned to a cycle of this drama? Be sure to be in your seat to help us kick off our conference with a provocative, dynamic and entertaining exploration of these and related issues.

**Moderator: Lou Bright, Jack Martin & Associates, Austin, TX**

*Panelists:*

Richard Haymaker, Chief Legal Counsel, Illinois Liquor Control Commission

Craig Wolf, President and CEO, Wine and Spirits Wholesalers of America

Marc Sorini, Attorney, McDermott Will & Emery LLP

Michael Binstein, CEO/Owner, Binny's Beverage Depot

10:45 a.m. – 11:45a.m.

#### **PANEL #2: BEYOND BLUE LAWS: HOT LEGISLATIVE ISSUES SEEKING TO BRING STATES INTO THE 21<sup>ST</sup> CENTURY**

In state legislatures across the country elected officials are considering and enacting laws that will change the local and state beverage alcohol landscape. This panel will identify and examine the hot issues currently on the legislative front - including growlers, Sunday sales, multiple licenses, hours of operation, keg registration, transfer of product between stores under common ownership, interstate shipping (including Amazon's efforts to get into the wine shipping game), beer/wine/spirits tastings, merchandising and privatization - in an effort to educate and inform attendees on issues of the day. Exploration of these efforts is likely to be of great interest to the attendees since, when passed by the legislature and signed by the governor, state regulators will be called upon to draw rules and guidelines to implement the new laws. A Q&A session with audience members will conclude the discussion.



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1<sup>st</sup> Day (cont.) – TUESDAY, JUNE 25 - General Session: Kauai Room

**Moderator: Ed Cooper, Vice President of Public Affairs & Community Relations, Total Wine & More**

*Panelists:*

Sherry Cook, Administrator, Texas Alcoholic Beverage Commission

Senator Arthur B. “Skin” Edge, IV, Partner, GeorgiaLink

Jennifer Spall, Sr. Director, Public Affairs & Government Relations, Wal-Mart Stores, Inc.

11:45 a.m. – 1:00 p.m.

Lunch: Maui Room

1:00 p.m. – 2:45 p.m.

**PANEL #3: THREE SEPARATE TIERS + 80 YEARS = A ROBUST INDUSTRY?**

As the proposed ABI/Modelo merger suggests, the brewing industry has undergone a dramatic and transformative consolidation over the past 20 years from local to national to international brewers. Notwithstanding a boom in the craft brewing industry, most beer is now supplied only by a few brewers. We speak often of the perils of the “tied house”, but the lines between the tiers that were distinct a half century ago are blurring. Distributors are now suppliers. Suppliers own or “exercise control” over distributors. Are these relationships and consolidations strengthening the three-tier system through adaptation to 21st century business realities? Or have they upset the balance between the manufacturing and wholesaling tiers, leading us to health and social problems like those in the United Kingdom as some industry publications would suggest.

From the manufacturer to the wholesaler, and from the regulator to the law enforcement official, this panel will strike a chord with each NCSLA member and likely elicit strong opinions. Hear industry representatives and a health sciences professor discuss whether or not recent trends in the industry threaten the sound and careful control of alcohol beverages.

**Moderator: Paul Pisano, Senior Vice President Industry Affairs & General Counsel, National Beer Wholesalers Association**

*Panelists:*

Alex D. Huskey, Chairman, Indiana Alcohol & Tobacco Commission

Dr. Jay Maddock, PhD, Director and Professor of Public Health, University of Hawaii

Claudette Miller, Partner, Ungaretti & Harris, LLP

James Webster, Senior Partner, Webster Powell, P.C.

Mattson Davis, President, Kona Brewing Co.



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#### 1<sup>st</sup> Day (cont.) – TUESDAY, JUNE 25 - General Session: Kauai Room

2:45 p.m. – 3:00 p.m.

Afternoon Break: Kauai/Maui Foyer

3:00 p.m. – 4:15 p.m.

#### **PANEL #4: ALCOHOL REGULATION 101—WHAT YOU WISH YOU KNEW BEFORE YOU TOOK THE JOB**

The alcoholic beverage industry is competitive, dynamic, and politically charged. The myriad competing forces between manufacturers, distributors, retailers, local law enforcement, politicians, community activists, public health advocates, anti-alcohol forces, and so on, all vie for your attention and often seek special treatment. How do you juggle all the balls and how do you explain to them what you do as a regulator and why alcohol regulation matters?

This conversation will benefit regulators new to the industry, and even old hands, as it explores the nuances of regulating alcohol in modern times. We have come a long way since the repeal of Prohibition and in many ways things are a lot more complicated.

Not a regulator? You can still benefit from this discussion, glean insights into why you might not be getting the answers you like or think you deserve. You will see how the regulators struggle to balance all of these competing interests in seeking to arrive at a reasoned decision that is fair to all.

Join the panel for a lively discussion of the things you wish you knew before you took the job (and some things you haven't even thought of yet), including:

- A look at the fundamentals of alcohol regulation
- Anti-trust, Commerce Clause, First Amendment, and other legal challenges
- Core competencies of good regulators
- How to do more with less; or how you can get more resources
- What the heck is a "tied house" and what are "things of value"?
- How do we deal with the prospect of regulating marijuana?
- Opportunities to contribute to NCSLA;
- Resources available

#### **Moderator:**

**Don Burmania, Director, Colorado Liquor Enforcement Division**

#### *Panelists:*

Sherry Cook, Administrator, Texas Alcoholic Beverage Commission

John Cordrey, Commissioner, Delaware Alcoholic Beverage Control

Robert Rupe, Executive Director, Nebraska Liquor Control Commission



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#### 2<sup>nd</sup> Day – WEDNESDAY, JUNE 26 - General Session: Kauai Room

8:00 a.m. – 9:00 a.m.

#### **PANEL #1: MY YEAR AT THE HELM – A PEEK “BEHIND THE CURTAIN” FROM PAST PRESIDENTS OF THE NCSLA**

The NCSLA will soon celebrate its 80<sup>th</sup> anniversary in 2014. Founded in 1934, this organization has endured because of its topical conferences, open forums, and its leadership. Each year a president is elected and each year that president faces challenges and issues in shepherding the day-to-day operations of the NCSLA. Over the length of its existence, NCSLA itself faced various challenges that confronted the NCSLA with a choice: adapt, evolve or die.

In this panel discussion, past presidents of the NCSLA will discuss the main challenge each faced during his “year at the helm,” what was needed to keep the NCSLA “off the rocks,” and then respond to the questions that recur through the years: what is the function of the NCSLA, how best to fulfill that function and how to realize the NCSLA’s full potential? This discussion expands into the audience during the Question & Answer session scheduled to conclude the presentation.

**Moderator: William A. Kelley, Jr., Massachusetts, Northern Region  
President: 2011-2012**

*Panelists:*

Dr. Charles Ehart, Maryland, Northern Region  
President: 1995-1996

Franklyn L. Silva, County of Maui, Hawaii, Western Region  
President: 2000-2001

Lynn Walding, Iowa, Central Region  
President: 2005-2006

Shari Danielle Elks, Tennessee, Southern Region  
President: 2010-2011

9:00 a.m. – 9:45 a.m.

#### **PANEL #2: *SPEECHEASY*: CAN TIED HOUSE RULES RESTRICTING ALCOHOL ADVERTISING SURVIVE A FIRST AMENDMENT CHALLENGE IN THE AGE OF SOCIAL MEDIA?**

Mixing social media with alcohol advertising has proven combustible for Tied House and trade practice rules. Twitter and other social media services trigger First Amendment limits on commercial speech regulation.



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Regulators need to understand the impact of these limits from a cost and enforcement perspective. Supplier in-house counsel face growing compliance challenges presented by social media and need to know how the First Amendment can protect their client supplier against costly penalties for apparent violations under Tied House and trade practice rules. Panelists will present examples of consumer social media posts and track the regulatory implications as the posts propagate across Twitter, Facebook, Yelp and a supplier’s own website.

**Moderator: Jerry Dinallo, Vice President, Asst. General Counsel, Diageo**

*Panelists:*

Dexter K. Jones, Assistant Chief of Field Operations, Texas Alcoholic Beverage Commission

Pete Kennedy, Shareholder, Graves, Dougherty, Hearon & Moody, PC

J. Daniel Davis, Attorney, Wine, Beer and Distilled Spirits Law Counsel

9:45 a.m. – 10:00 a.m.

Morning Break: Kauai/Maui Foyer

10:00 a.m. – 10:45 a.m.

**PANEL #3: BEYOND TRADITIONAL RETAILERS: NEW BUSINESS MODELS FOR SELLING ALCOHOL BEVERAGES**

Economic conditions and customer demands have caused businesses to think outside the box and come up with creative ways they would like to entice customers by offering them beverage alcohol. Hear about unique license types that are being requested. Cinemas, Ferris Wheels, and Food Carts are just a beginning. The panel will discuss challenges the regulator is facing with these requests and how they are addressing them.

**Moderator: Michael Brewer, Alcoholic Beverage Consulting Service**

*Panelists:*

Amy Harrison, Director of Licensing, Texas Alcoholic Beverage Commission

Jerry W. Waters, Sr., Executive Director of Office of Regulatory Affairs, Pennsylvania Liquor Control Board

Farshad Allahdadi, Director, License Services Division, Oregon Liquor Control Commission



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#### 2<sup>nd</sup> Day (cont.) – WEDNESDAY, JUNE 26 - General Session: Kauai Room

10:45 a.m. – 11:45 a.m.

#### **PANEL #4: COLA CHANGES ON THE HORIZON**

TTB has begun a substantial overhaul of its label pre-approval process. Suppliers, wholesalers, state agencies, and others depend on the Certificate of Label Approval (COLA) for different purposes.

If the COLA as we know it goes away, industry members and states that have state-level label approval regulations may need to review and revise their processes, too.

Come prepared to learn, engage, and discuss the future of label approvals at both the federal and state levels.

**Moderator: Jeff Carroll, VP, Compliance & Strategy, ShipCompliant**

*Panelists:*

Debbi Beavers, Licensing Supervisor, Kansas Alcoholic Beverage Control Division

Susan Evans, Executive Liaison for State and Industry Matters, TTB

Deborah Ringo, Senior Regulatory Manager, Diageo North America

11:45 a.m. – 1:00 p.m.

Lunch (on your own)

1:00 p.m. – 2:30 p.m.

#### **PANEL #5: GREAT AMERICAN SUCCESS STORIES: THE WHOLESALERS**

In this third chapter of the trilogy of *Great American Success Stories* presented by the NCSLA, wholesalers with business experience across the nation talk about the success of their multi-generational businesses that have evolved over decades of operation, the challenges each faced, how they confronted the need to adapt, and their enduring business that has placed them in the position of being national leaders in not only the wholesale tier but also the beverage alcohol industry at large.

**Moderator: Evan Lawson, Sr. Partner, Lawson & Weitzen, LLP**

*Panelists:*

Brian Clark, President and Managing Partner, Fun Beverage, Inc.

Tom Cole, President, Republic National Distributing Co.

Robert Harmelin, Executive Vice President, Allied Beverage Group, LLC

Vernon Underwood, Chairman of the Board, Young’s Market Company



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#### 2<sup>nd</sup> Day (cont.) – WEDNESDAY, JUNE 26 - General Session: Kauai Room

2:30 p.m. – 3:30 p.m.

#### **PANEL #6: 2013 LEGAL UPDATE**

In **2011**, the direct shipping of wine again took center stage in the theater of alcohol regulation, as federal courts issued new decisions wrestling with state restrictions such as production capacity caps and face-to-face transaction requirements. In **2012**, the debate over privatization moved into the lime light, as Washington State demonstrated that all options are on the table when it comes to restructuring how we regulate alcohol.

Now, **2013** is continuing the trend for significant legal changes to the laws that govern the alcohol industry in America. As federal courts deal with the legal conflict over a state's right to impose residency requirements as a condition for licensure, state governments are questioning whether privatization will become more widespread, and industry members are anxiously awaiting the Federal Trade Commission's conclusions regarding alcohol-related advertising on social media platforms like Facebook, YouTube and Twitter.

Join alcohol attorneys Caroline O'Connell and Joshua Segal as they review judicial and legal decisions from the last year that address these and many other regulatory issues. They will examine the Commerce Clause, the Sherman Act, privatization, the continuing attempt to balance each tier's protections and interests, and a host of other legal issues that are impacting state alcohol laws and reinventing regulatory schemes throughout the nation.

#### **Presenters:**

**Caroline O'Connell, Partner, Lawson & Weitzen, LLP**

**Joshua Segal, Associate, Lawson & Weitzen, LLP**

3:30 p.m. – 4:00 p.m.

#### **NCSLA REGIONAL MEETINGS (*States Only*)**





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#### 3<sup>rd</sup> Day – THURSDAY, JUNE 27 - General Session: Kauai Room

8:00 a.m. – 9:00 a.m.

#### **PANEL #1: ISLAND INNOVATIONS - “I REALLY MEANT TO BE A JERK”**

Service and sale of alcohol to underage customers is a long-standing problem. The four counties in the State of Hawaii have created innovative and unique strategies used to develop ongoing programs such as “Be A Jerk,” and projects to limit product accessibility to those under 21, change a permissive attitude towards underage drinking, and work with community groups, retailers and the media. The campaign encourages adults and retailers to be “jerks” and keep alcohol away from anyone under 21. Additionally, the use of decoy enforcement programs has been an effective tool in understanding how and why such sales are made. The cooperation and contribution by licensees to the success of the programs was paramount. However, success of the programs did not come without some growing pains, especially on the part of the licensees. The Conference theme of “Evolve, Adapt, Endure” applies directly to regulators and licensees on this panel.

**Moderator: Catherine Jacoy, Wine Institute**

*Panelists:*

Jan Yokoyama, Adjudication Board Member, County of Hawaii, Dept. of Liquor Control

Traci Fujita Villarosa, Deputy Director, County of Maui, Dept. of Liquor Control

Wiwik Bunjamin –Mau, SPF-SIG Project Coordinator and Community Organizer, City & County of Honolulu, Department of Community Services

9:00 a.m. – 9:45 a.m.

#### **PANEL #2: A REVOLUTIONARY “SINGLE APPLICATION” PROCESS FOR A PERMIT OR REGISTRATION**

In its latest enhancement to their Permits Online application system, TTB will debut the result of its collaborative effort with the Kentucky ABC and the E&J Gallo Winery. This Single Application Process to obtain a Permit or Registration reflects TTB's ongoing effort to reduce the burden on industry and streamline the application process for businesses to enter into our regulated industry.

This will revolutionize the way industry applies for new permits/registrations. Companies will be able to file a single electronic application via Permits Online AND share that data with any state ready to accept the electronic file. This can eventually replace the burdensome requirement of completing multiple Federal, State and Local paper applications for a single online application.

TTB will provide a *live* demonstration of the new process. The demonstration will show how to create the encrypted electronic file via the Permits Online system and how to upload the encrypted electronic file to a state website.



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#### 3<sup>rd</sup> Day (cont.) – THURSDAY, JUNE 27 - General Session: Kauai Room

**Presenters:**

**Rick A. Chow, Program Manager, TTB Field Operations IT Solutions**

**Phil St. John, Information Systems Manager, Kentucky Department of Alcoholic Beverage Control**

9:45 a.m. – 10:00 a.m.

Morning Break: Kauai/Maui Foyer

10:00 a.m. – 10:45 a.m.

**PANEL #3: LEAN SIX SIGMA—ONE WAY TO MAXIMIZE EFFICIENCY IN YOUR ORGANIZATION**

What is Lean Six Sigma? Major companies such as Toyota, Boeing, Virginia Mason, and Seattle Children's Hospital have yielded significant results with Lean methodologies. We are all facing economic pressure to process transactions faster and reduce operational costs. Learn how Washington State has implemented Lean Six Sigma and the results that have been achieved. Gain knowledge of best practices you may be able to use and how Lean can make your organization the next success story.

**Presenters:**

**Pat Kohler, Director, Washington State Department of Licensing**

**Wendy Fraser, PHD, Fraser Consulting**

10:45 a.m. – 12:00 p.m.

**PANEL #4: SHINE!**

As an American archetype, the “moonshiner” is a tale of two extremes. On one hand, he has been cast by legend as a folk hero who fights valiantly to eke out a meager subsistence in the hardscrabble “mountain” regions of this country by making moonshine from a homemade still while being unfairly dogged by “damn revenuers.” Developed and embellished through more than a century of American popular culture, this image has deep roots in the collective American psyche.

On the other hand, he is a lawbreaker that confounds federal and state agents that pursue him, avoids paying taxes, tends to engaged in other illicit activities and, at worst, can be ruthless in pursuit of his “bootlegging” trade. This view, however, is not the popular image of the “moonshiner” and has received little fanfare among the media, including on the Discovery’s “Moonshiners” series.

This panel presentation will examine the twin stories about “moonshining” and discuss the current state of this uniquely American experience. In the course of the presentation, a discussion of American history and attitudes toward alcohol will be presented. We’ll let YOU decipher for yourself the truth about the charm versus the reality of “Shine!”



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#### 3<sup>rd</sup> Day (cont.) – THURSDAY, JUNE 27 - General Session: Kauai Room

**Moderator: Lynn Walding, Executive Director Control States, Diageo**

*Panelists:*

J. Neal Insley, Chairman, Virginia Department of Alcoholic Beverage Control

Joe Daniels, SAC, Enforcement Division, Oklahoma ABLE Commission

Kent James, SAC, Enforcement Division, Oklahoma ABLE Commission

12:00 p.m. – 1:00 p.m.

**NCSLA BUSINESS MEETING (*ALL members welcome!*)**

1:00 p.m.

Lunch (on your own) and free afternoon

#### 4<sup>th</sup> Day – FRIDAY, JUNE 28 - General Session: Kauai Room

8:30 a.m. – 9:45 a.m.

**PANEL #1: WHY DO YOU WANT TO KNOW WHO I AM? COMPLEX OWNERSHIP VERSUS LICENSING REQUIREMENTS**

Can't get enough of *Boardwalk Empire*? Need another fix of Elliot Ness and his Untouchables? We have just the answer...spend a fun-filled hour (bright and early on Day 4) discussing the ins- and outs of complex ownership structures and the legal disclosure requirements for licensing. "Why do you want to know who I am" will entail an in-depth look at how regulators have dealt with the more complicated ownership structures they are now confronting when trying to satisfy licensing investigative requirements. We will ask why the regulatory approach to background investigations is the way it is, what can be done to streamline it, and what impact these legal directives have on industry. For example, "How can industry gain entrance or expand their operations without facing more delay?" As part of the discussion, we will look at how foreign ownership and the advent of private equity has played out in the regulatory sphere, as well as what to do with celebrity figures who are fixated on protecting their financial and personal information. Are these structures really just developed for tax optimization or is there more to it? What types of model legislation can be applied to help bring down the barriers to entry and alleviate delay? Stay tuned to find out, as we continue the interactive discussion that started in Oklahoma City at last October's regional conference, and take it to the next level.

**Moderator: Nicholas Bergman, Partner, Buchman Law Firm, LLP**



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### BUSINESS AGENDA



Conference Host:  
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#### 4<sup>th</sup> Day (cont.) – FRIDAY, JUNE 28 - General Session: Kauai Room

*Panelists:*

Lori Ajax, Deputy Division Chief, California Alcoholic Beverage Control

Susan Johnson, Attorney, Stoel Rives LLP

Katie Markert, Manager, Network Optimization, North American Breweries

R. J. O’Hara, Attorney, Flaherty and O’Hara, P.C.

William Tomaszewski, General Counsel, Wine.com, Inc.

9:45 a.m. – 10:45 a.m.

**PANEL #2: ABA RULE 1.13 AND PRISONER 24601**

Governmental agencies and their attorneys are often asked to balance private economic concerns against the government’s interest in protecting the public’s health and safety. Frequently, political and private forces seek to exert undue influence on the regulatory process, ultimately impacting rules, laws, and even the decision-making process itself. With various competing interests at play, doing what’s “right” or “best” isn’t always clear.

Government lawyers must remain ever mindful as to what person(s) or entity they represent. ABA Rule 1.13 (Organization as Client) and Rule 1.11 (Special Conflicts of Interest for Former and Current Government Officers and Employees) will be discussed in conjunction with the following questions:

- Who is the government lawyer’s client?
- What should government lawyers do when outside political, interests are exerted over their agency?
- What is the obligation of the government lawyer when a conflict of interest issue arises?
- What are the ethical concerns for government lawyers who leave government service for private employment?

Join this panel for a lively discussion of current ethical issues that influence lawyers working in both the public and private sectors!

**Moderator: John Maisch, General Counsel, Oklahoma ABLE Commission**

*Panelists:*

Sarah Byrne, Assistant Attorney General, Kansas Alcoholic Beverage Control Division

Robert Hill, General Counsel, Alabama Alcoholic Beverage Control Board

Pearlette J. Ramos, Assistant Director of Administration and In-House Counsel, Arizona Department of Liquor Licenses and Control



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Honolulu Liquor Commission

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#### 4<sup>th</sup> Day (cont.) – FRIDAY, JUNE 28 - General Session: Kauai Room

10:45 a.m. – 11:45 a.m.

#### **PANEL #3: IF IT AIN'T BROKE, DON'T FIX IT – WHY DO WE KEEP TINKERING WITH REGULATORY SYSTEMS?**

Fosdick and Scott's seminal treatise "Toward Liquor Control" is regularly referenced as the basis upon which good and proper regulation of alcohol is or should be based. But that study is now 80 years old. Is it still relevant or are we stuck with an anachronistic view of alcohol regulation that fails to consider how society and the alcohol industry have changed?

One thing that is clear is that there is no single approach to alcohol regulation. And it is ever changing. Are we contributing to politics as normal or are there really problems that need solutions? What exactly is broken and what needs to be fixed? Do we really have a 3-tier system anymore?

While Fosdick and Scott identified the control system as being the best approach for regulating alcohol, has that really achieved its purpose of eliminating the profit motive? Or has it just shifted that motivation to public profit and filling the state coffers to balance the budget? Prohibition proved that a system of laws is only helpful to regulate if the people support them. So it is that we have seen "the people" in Washington force a shift from control to licensing.

But is the licensing system any better? In "Toward Liquor Control," Fosdick and Scott discussed specific defects in such an approach.

Join this panel as it seeks to illuminate the political and practical challenges of regulation in the modern era. Have we deviated too far from the fundamental premises espoused following the repeal of Prohibition? Have Fosdick's and Scott's predictions come true? What does this mean for effective regulation going forward? What is "good" regulation and who gets to decide?

**Moderator: Matthew Botting, General Counsel, California Alcoholic Beverage Control**

*Panelists:*

Carrie Bonnington, Counsel, Pillsbury Winthrop Shaw Pittman LLP

Professor Stephen M. Diamond, University of Miami, School of Law

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