

Pima County Clerk of the Board

Robin Brigode

Mary Jo Furphy
Deputy Clerk

Administration Division
130 W. Congress, 5th Floor
Tucson, AZ 85701
Phone: (520)724-8449 • Fax: (520)222-0448

Document and Micrographics Mgt. Division
1640 East Benson Highway
Tucson, Arizona 85714
Phone: (520) 351-8454 • Fax: (520) 351-8456

July 23, 2014

Mr. Randy D. Nations
Fox & Hound Smokehouse & Tavern
Attn: Licensing, 1551 N. Waterfront Pkwy
Wichita, KS 67206

RE: Arizona Liquor License No.: 06100068
d.b.a. Fox & Hound Smokehouse & Tavern

Dear Mr. Nations:

Enclosed is a copy of the Affidavit of Posting relative to your Liquor License Application for a Series 6, Bar, which was received in our office on June 9, 2014. The Hearing before the Pima County Board of Supervisors has been scheduled for Tuesday, August 5, 2014, at 9:00 a.m. or thereafter, at the following location:

Pima County Administration Building
Board of Supervisors Hearing Room
130 W. Congress, 1st Floor
Tucson, AZ 85701

Should you have any questions pertaining to this matter, please contact this office at (520)724-8449.

Sincerely,

A handwritten signature in cursive script that reads "Robin Brigode".

Robin Brigode
Clerk of the Board

Enclosure

ARIZONA DEPARTMENT OF LIQUOR LICENSES AND CONTROL

800 W Washington 5th Floor
Phoenix AZ 85007-2934
www.azliquor.gov
(602) 542-5141

AFFIDAVIT OF POSTING

JUL 22 14 08:42 PC CLK OF BIA

Date of Posting: 6-10-14 Date of Posting Removal: 6-30-14

Applicant Name: Fox & Hound Smokehouse & Tavern
Nations Randy D.
Last First Middle

Business Address: 7625 N. La Cholla Boulevard Tucson, AZ 85741
Street City Zip

License #: 06100068

I hereby certify that pursuant to A.R.S. § 4-201, I posted notice in a conspicuous place on the premises proposed to be licensed by the above applicant and said notice was posted for at least twenty (20) days.

Armando Terrazas Process Server 520-306-8603
Print Name of City/County Official Title Telephone #

[Signature] #7694 6-30-14
Signature Date Signed

Return this affidavit with your recommendation (i.e., Minutes of Meeting, Verbatim, etc.) or any other related documents.

If you have any questions please call (602) 542-5141 and ask for the Licensing Division.

Individuals requiring special accommodations please call (602) 542-9027



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Phone: (520) 351-8454 • Fax: (520) 351-8456

TO: Development Services, Zoning Division
FROM: Brian Turco ^{BT}
Administrative Support Specialist
DATE: June 9, 2014
RE: Zoning Report - Application for Liquor License

Attached is the application of:

Randy D. Nations
d.b.a. Fox & Hound Smokehouse & Tavern
7625 N. La Cholla Boulevard
Tucson, AZ 85741

Arizona Liquor License No. 06100068
Series 6, Bar
New License
Person Transfer X
Location Transfer

ZONING REPORT

DATE: 6/19/14

Will current zoning regulations permit the issuance of the license at this location?

Yes _____ No _____

If No, please provide the following:

Pursuant to Pima County Zoning Code, Section: _____

the applicant must: _____

Pima County Zoning Inspector

BT
JUN 20 14 AM 10:33 PCC CLK OF BD



Pima County Clerk of the Board

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Mary Jo Furphy
Deputy Clerk

TO: Pima County Sheriff's Department
Investigative Support Unit

FROM: Brian Turco *BT*
Administrative Support Specialist

DATE: June 9, 2014

RE: Sheriff's Report - Application for Liquor License

Attached is the application of:

Randy D. Nations
d.b.a. Fox & Hound Smokehouse & Tavern
7625 N. La Cholla Boulevard
Tucson, AZ 85741

Arizona Liquor License No. 06100068
Series 6, Bar
New License
Person Transfer X
Location Transfer

SHERIFF'S REPORT

DATE: 06/20/14

Is there any reason this application should not be recommended for approval?

NOTHING NOTES.

[Signature]
Investigative Support Unit Supervisor

JUN 25 14 PM 01:06 PC CLK OF BD *[Signature]*

14-13-9181

APPLICATION FOR LIQUOR LICENSE
 TYPE OR PRINT WITH BLACK INK

14 JUN 2014 11:41 AM 353

Notice: Effective Nov. 1, 1997, All Owners, Agents, Partners, Stockholders, Officers, or Managers actively involved in the day to day operations of the business must attend a Department approved liquor law training course or provide proof of attendance within the last five years. See page 5 of the Liquor Licensing requirements.

SECTION 1 This application is for a:

- MORE THAN ONE LICENSE
- INTERIM PERMIT *Complete Section 5*
- NEW LICENSE *Complete Sections 2, 3, 4, 13, 14, 15, 16*
- PERSON TRANSFER (Bars & Liquor Stores ONLY)
Complete Sections 2, 3, 4, 11, 13, 15, 16
- LOCATION TRANSFER (Bars and Liquor Stores ONLY)
Complete Sections 2, 3, 4, 12, 13, 15, 16
- PROBATE/WILL ASSIGNMENT/DIVORCE DECREE
Complete Sections 2, 3, 4, 9, 13, 16 (fee not required)
- GOVERNMENT *Complete Sections 2, 3, 4, 10, 13, 15, 16*

SECTION 2 Type of ownership:

- J.T.W.R.O.S. *Complete Section 6*
- INDIVIDUAL *Complete Section 6*
- PARTNERSHIP *Complete Section 6*
- CORPORATION *Complete Section 7*
- LIMITED LIABILITY CO. *Complete Section 7*
- CLUB *Complete Section 8*
- GOVERNMENT *Complete Section 10*
- TRUST *Complete Section 6*
- OTHER (Explain) _____

SECTION 3 Type of license and fees LICENSE #(s):

06100068

1. Type of License(s): Series 6 - Bar
2. Total fees attached: \$ _____

Department Use Only

APPLICATION FEE AND INTERIM PERMIT FEES (IF APPLICABLE) ARE NOT REFUNDABLE.

The fees allowed under A.R.S. 44-6852 will be charged for all dishonored checks.

SECTION 4 Applicant

1. Owner/Agent's Name: Mr. Nations Randy D.
 (Insert one name ONLY to appear on license) Last First Middle
2. Corp./Partnership/L.L.C.: Last Call Operating Co I., Inc.
 (Exactly as it appears on Articles of Inc. or Articles of Org.)
3. Business Name: Fox & Hound Smokehouse & Tavern
 (Exactly as it appears on the exterior of premises)
4. Principal Street Location 7625 N LaCholla Blvd. Tucson Pima 85741
 (Do not use PO Box Number) City County Zip
5. Business Phone: 520-575-1980 Daytime Phone: 480-730-2675 Email: randynations@azlic.com
6. Is the business located within the incorporated limits of the above city or town? YES NO
7. Mailing Address: ATTN: Licensing - 1551 N. Waterfront Pkwy Wichita, KS 67206
 City State Zip
8. Price paid for license only bar, beer and wine, or liquor store: Type \$ _____ Type \$ _____

JUN 09 14 11:09 AM CLK/IF BD

DEPARTMENT USE ONLY

Fees: 100 Application 100 Interim Permit 440 Site Inspection 440 Finger Prints \$ 2440
TOTAL OF ALL FEES

Is Arizona Statement of Citizenship & Alien Status For State Benefits complete? YES NO

Accepted by: AE Date: 6/9/2014 Lic. # 06100068

SECTION 5 Interim Permit.

1. If you intend to operate business when your application is pending you will need an Interim Permit pursuant to A.R.S. 4-203.01.
2. There **MUST** be a valid license of the same type you are applying for currently issued to the location.
3. Enter the license number currently at the location. 06100068
4. Is the license currently in use? YES NO If no, how long has it been out of use? _____

ATTACH THE LICENSE CURRENTLY ISSUED AT THE LOCATION TO THIS APPLICATION.

I, Randy D. Nations, declare that I am the CURRENT OWNER, AGENT, CLUB MEMBER, PARTNER, MEMBER, STOCKHOLDER, OR LICENSEE (circle the title which applies) of the stated license and location.

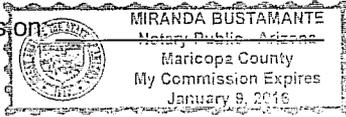
X Randy D Nations
(Signature)

State of Arizona County of Maricopa

The foregoing instrument was acknowledged before me this

29th day of May, 2014
Day Month Year

My commission expires on:



M. March B 7th
(Signature of NOTARY PUBLIC)

JUN 2 11 53 AM '14 LIC # M 3 53

SECTION 6 Individual or Partnership Owners:

EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE (FORM LIC0101), AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$22 PROCESSING FEE FOR EACH CARD.

1. Individual:

Last	First	Middle	% Owned	Mailing Address	City State Zip

Partnership Name: (Only the first partner listed will appear on license) _____

General-Limited	Last	First	Middle	% Owned	Mailing Address	City State Zip
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						

) Y R A S S E C E N F I 1

2. Is any person, other than the above, going to share in the profits/losses of the business? YES NO
If Yes, give name, current address and telephone number of the person(s). Use additional sheets if necessary.

Last	First	Middle	Mailing Address	City, State, Zip	Telephone#

STATE OF ARIZONA
DEPARTMENT OF LIQUOR LICENSES
AND CONTROL
ALCOHOLIC BEVERAGE LICENSE

License 06100068

Issue Date: 9/27/2002

Expiration Date: 9/30/2014

Issued To:

RANDY D NATIONS, Agent
FOX & HOUND OF ARIZONA INC, Owner

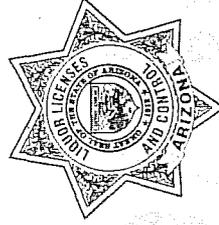
Location:

FOX & HOUND SMOKEHOUSE & TAVERN
7625 N LA CHOLLA BLVD
TUCSON, AZ 85741

Bar

Mailing Address:

RANDY D NATIONS
FOX & HOUND OF ARIZONA INC
FOX & HOUND SMOKEHOUSE & TAVERN
P O BOX 2502
CHANDLER, AZ 85244



POST THIS LICENSE IN A CONSPICUOUS PLACE

SECTION 7 Corporation/Limited Liability Co.

EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE (FORM LIC0101), AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$22 PROCESSING FEE FOR EACH CARD.

CORPORATION **Complete questions 1, 2, 3, 5, 6, 7, and 8.**

L.L.C. **Complete 1, 2, 4, 5, 6, 7, and 8.**

*14 JUN 2 Lic. Lic. PM 3 53

- 1. Name of Corporation/L.L.C.: Last Call Operating Co I, Inc.
(Exactly as it appears on Articles of Incorporation or Articles of Organization)
- 2. Date Incorporated/Organized: 3/10/2014 State where Incorporated/Organized: Delaware
- 3. AZ Corporation Commission File No.: F-1910704-3 Date authorized to do business in AZ: 3/10/2014
- 4. AZ L.L.C. File No: _____ Date authorized to do business in AZ: _____
- 5. Is Corp./L.L.C. Non-profit? YES NO

6. List all directors, officers and members in Corporation/L.L.C.:

Last	First	Middle	Title	Mailing Address	City State Zip
Zielke	James	Keith	CFO, Secretary, Treasurer, Vice President, & Director	Last Call Operating Co I, Inc. 1551 N. Waterfront Pkwy, Ste. 310 Wichita, KS 67206	

(ATTACH ADDITIONAL SHEET IF NECESSARY)

7. List stockholders who are controlling persons or who own 10% or more:

Last	First	Middle	% Owned	Mailing Address	City State Zip
Last Call Holding Co. I, Inc.			100%	1551 N. Waterfront Pkwy, Ste. 310 Wichita, KS 67206	
SEE ATTACHED OWNERSHIP STRUCTURE					

(ATTACH ADDITIONAL SHEET IF NECESSARY)

8. If the corporation/L.L.C. is owned by another entity, attach a percentage of ownership chart, and a director/officer/member disclosure for the parent entity. Attach additional sheets as needed in order to disclose personal identities of all owners.

SECTION 8 Club Applicants:

EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE (FORM LIC0101), AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$22 PROCESSING FEE FOR EACH CARD.

- 1. Name of Club: N/A Date Chartered: _____
(Exactly as it appears on Club Charter or Bylaws) (Attach a copy of Club Charter or Bylaws)

2. Is club non-profit? YES NO

3. List officer and directors:

Last	First	Middle	Title	Mailing Address	City State Zip

(ATTACH ADDITIONAL SHEET IF NECESSARY)

All entities listed in this tier are owned by financial institutions
Institutional investment funds affiliated with Cerberus Business Finance LLC that previously were
lenders to F&H Acquisition Corp. and its affiliated debtors.
CerberusN-1 Funding LLC, A5 Funding L.P. , Ableco Finance LLC, Cerberus Offshore Levered I L.P.

Last Call Holdings, LLC

100% member interest

Last Call Guarantor, LLC
James K Zielke, Chief Financial Officer,
Vice President, Secretary and Treasurer

100% shareholder

Last Call Holding Co. I, Inc.
James K Zielke, Chief Financial Officer,
Vice President, Secretary and Treasurer

100% shareholder

Last Call Operating Co I., Inc.
James K Zielke, Chief Financial Officer, Vice
President, Secretary and Treasurer

14 JUN 2 11:41 PM '53

SECTION 9 Probate, Will Assignment or Divorce Decree of an existing Bar or Liquor Store License.

1. Current Licensee's Name: N/A
(Exactly as it appears on license) Last First Middle
2. Assignee's Name: _____
Last First Middle
3. License Type: _____ License Number: _____ Date of Last Renewal: _____
4. ATTACH TO THIS APPLICATION A CERTIFIED COPY OF THE WILL, PROBATE DISTRIBUTION INSTRUMENT, OR DIVORCE DECREE THAT SPECIFICALLY DISTRIBUTES THE LIQUOR LICENSE TO THE ASSIGNEE TO THIS APPLICATION.

SECTION 10 Government: (for cities, towns, or counties only)

1. Governmental Entity: N/A
2. Person/designee: _____
Last First Middle Contact Phone Number

A SEPARATE LICENSE MUST BE OBTAINED FOR EACH PREMISES FROM WHICH SPIRITUOUS LIQUOR IS SERVED.

SECTION 11 Person to Person Transfer:

Questions to be completed by **CURRENT LICENSEE** (Bars and Liquor Stores ONLY-Series 06,07, and 09).

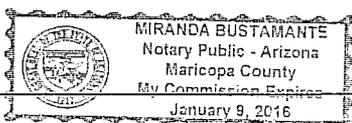
1. Current Licensee's Name: Nations Randy D. Entity: Fox & Hound of Arizona, Inc.
(Exactly as it appears on license) Last First Middle (Indiv., Agent, etc.)
2. Corporation/L.L.C. Name: Fox & Hound of Arizona, Inc.
(Exactly as it appears on license)
3. Current Business Name: Fox & Hound Smokehouse & Tavern
(Exactly as it appears on license)
4. Physical Street Location of Business: Street 7625 N La Cholla Blvd.
City, State, Zip Tucson, Arizona 85741
5. License Type: Series 06 - Bar License Number: 06100068
6. If more than one license to be transferred: License Type: _____ License Number: _____
7. Current Mailing Address: Street 1551 N. Waterfront Pkwy., Ste. 310 PO Box 2502
(Other than business) City, State, Zip Wichita, KS 67206 Chandler, Ar. 85241
8. Have all creditors, lien holders, interest holders, etc. been notified of this transfer? YES NO
9. Does the applicant intend to operate the business while this application is pending? YES NO If yes, complete Section 5 of this application, attach fee, and current license to this application.

14 JUN 2 11:47 AM '09

10. I, Randy D. Nations, hereby authorize the department to process this application to transfer the privilege of the license to the applicant, provided that all terms and conditions of sale are met. Based on the fulfillment of these conditions, I certify that the applicant now owns or will own the property rights of the license by the date of issue.
(print full name)
- I, Randy D. Nations, declare that I am the CURRENT OWNER, AGENT, MEMBER, PARTNER STOCKHOLDER, or LICENSEE of the stated license. I have read the above Section 11 and confirm that all statements are true, correct, and complete.
(print full name)

Randy D. Nations
(Signature of CURRENT LICENSEE)

State of Arizona County of Maricopa
 The foregoing instrument was acknowledged before me this
2nd June 2014
 Day Month Year
Miranda Bustamante
 (Signature of NOTARY PUBLIC)



My commission expires on: _____

SECTION 12 Location to Location Transfer: (Bars and Liquor Stores ONLY)

APPLICANTS CANNOT OPERATE UNDER A LOCATION TRANSFER UNTIL IT IS APPROVED BY THE STATE

- 1. Current Business: Name _____
(Exactly as it appears on license) Address N/A
- 2. New Business: Name _____
(Physical Street Location) Address _____
- 3. License Type: _____ License Number: _____
- 4. If more than one license to be transferred: License Type: _____ License Number: _____
- 5. What date do you plan to move? _____ What date do you plan to open? _____

SECTION 13 Questions for all in-state applicants excluding those applying for government, hotel/motel, and restaurant licenses (series 5, 11, and 12):

A.R.S. § 4-207 (A) and (B) state that no retailer's license shall be issued for any premises which are at the time the license application is received by the director, within three hundred (300) horizontal feet of a church, within three hundred (300) horizontal feet of a public or private school building with kindergarten programs or grades one (1) through (12) or within three hundred (300) horizontal feet of a fenced recreational area adjacent to such school building. The above paragraph DOES NOT apply to:

- a) Restaurant license (§ 4-205.02)
- b) Hotel/motel license (§ 4-205.01)
- c) Government license (§ 4-205.03)
- d) Fenced playing area of a golf course (§ 4-207 (B)(5))

- 1. Distance to nearest school: .89 miles ft. Name of school Donaldson Marion Elementary School
Address 2040 W Omar Drive, Tucson, Arizona 85704
City, State, Zip _____
- 2. Distance to nearest church: 1.04 miles ft. Name of church Ina Road Church of Christ
Address 2425 W Ina Road, Tucson, Arizona 85741
City, State, Zip _____
- 3. I am the: Lessee Sublessee Owner Purchaser (of premises)
- 4. If the premises is leased give lessors: Name Fox & Hord Tucson group LLC 10 David church
Address 7810 Estancia St Carlsbad CA 92009
City, State, Zip _____
- 4a. Monthly rental/lease rate \$ 17,000.00 What is the remaining length of the lease 10 yrs. _____ mos.
- 4b. What is the penalty if the lease is not fulfilled? \$ _____ or other Termination
(give details - attach additional sheet if necessary)
- 5. What is the total **business** indebtedness for this license/location excluding the lease? \$ None
Please list lenders you owe money to.

14 JUN 2 11:49:14 AM '03

Last	First	Middle	Amount Owed	Mailing Address	City State	Zip

(ATTACH ADDITIONAL SHEET IF NECESSARY)

- 6. What type of business will this license be used for (be specific)? Full service restaurant and bar

7. Has a license or a transfer license for the premises on this application been denied by the state within the past one (1) year?

YES NO If yes, attach explanation.

8. Does any spirituous liquor manufacturer, wholesaler, or employee have any interest in your business? YES NO

9. Is the premises currently licensed with a liquor license? YES NO If yes, give license number and licensee's name:

License # 06100068 (exactly as it appears on license) Name Fox & Hound Smokehouse & Tavern Randy M. White

SECTION 14 Restaurant or hotel/motel license applicants:

1. Is there an existing restaurant or hotel/motel liquor license at the proposed location? YES NO
If yes, give the name of licensee, Agent or a company name:

_____ and license #: _____
Last First Middle

2. If the answer to Question 1 is YES, you may qualify for an Interim Permit to operate while your application is pending; consult A.R.S. § 4-203.01; and complete SECTION 5 of this application.

3. All restaurant and hotel/motel applicants must complete a Restaurant Operation Plan (Form LIC0114) provided by the Department of Liquor Licenses and Control.

4. As stated in A.R.S. § 4-205.02.G.2, a restaurant is an establishment which derives at least 40 percent of its gross revenue from the sale of food. Gross revenue is the revenue derived from all sales of food and spirituous liquor on the licensed premises. By applying for this hotel/motel restaurant license, I certify that I understand that I must maintain a minimum of 40 percent food sales based on these definitions and have included the Restaurant Hotel/Motel Records Required for Audit (form LIC 1013) with this application.

applicant's signature

As stated in A.R.S § 4-205.02 (B), I understand it is my responsibility to contact the Department of Liquor Licenses and Control to schedule an inspection when all tables and chairs are on site, kitchen equipment, and, if applicable, patio barriers are in place on the licensed premises. With the exception of the patio barriers, these items are not required to be properly installed for this inspection. Failure to schedule an inspection will delay issuance of the license. If you are not ready for your inspection 90 days after filing your application, please request an extension in writing, specify why the extension is necessary, and the new inspection date you are requesting. To schedule your site inspection visit www.azliquor.gov and click on the "Information" tab.

applicants initials

SECTION 15 Diagram of Premises: (Blueprints not accepted, diagram must be on this form)

1. Check ALL boxes that apply to your business:

Entrances/Exits Liquor storage areas Patio: Contiguous
 Service windows Drive-in windows Non Contiguous

2. Is your licensed premises currently closed due to construction, renovation, or redesign? YES NO
If yes, what is your estimated opening date? _____

month/day/year

3. Restaurants and hotel/motel applicants are required to draw a detailed floor plan of the kitchen and dining areas including the locations of all kitchen equipment and dining furniture. Diagram paper is provided on page 7.

4. The diagram (a detailed floor plan) you provide is required to disclose only the area(s) where spirituous liquor is to be sold, served, consumed, dispensed, possessed, or stored on the premises unless it is a restaurant (see #3 above).

5. Provide the square footage or outside dimensions of the licensed premises. Please do not include non-licensed premises, such as parking lots, living quarters, etc.

As stated in A.R.S. § 4-207.01(B), I understand it is my responsibility to notify the Department of Liquor Licenses and Control when there are changes to boundaries, entrances, exits, added or deleted doors, windows or service windows, or increase or decrease to the square footage after submitting this initial drawing.

RPM
applicants initials

14 JUN 2 10:41 AM '08
LIC. DIV. PM 1008

4. in this diagram please show the area where spirituous liquor is to be sold, served, consumed, dispensed, possessed or stored. It must show all entrances, exits, interior walls, bars, bar stools, hi-top tables, dining tables, dining chairs, the kitchen, dance floor, stage, and game room. Do not include parking lots, living quarters, etc. When completing diagram, North is up ↑.

If a legible copy of a rendering or drawing of your diagram of premises is attached to this application, please write the words "diagram attached" in box provided below.

SEE ATTACHED DIAGRAM

14 JUN 2 11:47:12 AM '14

SECTION 16 Signature Block

I, Randy D. Nations, hereby declare that I am the OWNER/AGENT filing this application as stated in Section 4, Question 1. I have read this application and verify all statements to be true, correct and complete.

(print full name of applicant)

X *Randy D Nations*
(signature of applicant listed in Section 4, Question 1)

State of Arizona County of Maricopa

The foregoing instrument was acknowledged before me this

2nd of June, 2014
Day Month Year

Miranda O'H
signature of NOTARY PUBLIC

My commission expires on



