

- a. Dustin Lockard, represented by attorney Wayne Szulkowski.

IV.

FINDINGS OF FACT

1. The Applicant is the applicant for an Alcohol and Tobacco Commission employee permit. (ATC File).
2. The Applicant had two unrelated convictions for operating while intoxicated as defined by IC 7.1-1-3-13.5 (conviction) in the past ten years.
3. Applicant is still on probation for the second conviction under cause number 49G091807F6024941.
4. Any Finding of Fact may be considered a Conclusion of Law if the context so warrants.

V.

CONCLUSIONS OF LAW

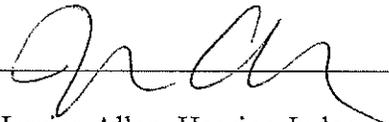
1. At the time of the application, Applicant was prohibited from holding an employee permit under IC 7.1-3-18-9(g) because Applicant had two unrelated convictions for operating while intoxicated within the past ten (10) years and the Applicant is still on probation for the second conviction.
2. Applicant is scheduled to complete probation for the second conviction under cause number 49G091807F6024941 on approximately October 26, 2020.
3. Two years after the completion of probation will be approximately October 26, 2022.
4. If Applicant is released from probation under cause number 49G091807F6024941 prior to the estimated date, he will be eligible sooner for an employee permit.

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- 5. Pursuant to IC 7.1-3-19-12, twenty dollars (~~\$20~~) of the permit fee shall be returned to the Applicant. Twenty-five dollars (\$25) of the permit fee shall be disposed of pursuant to Title 7.1, Article 4 of the Indiana Code.
- 6. Any conclusion of law may be considered a finding of fact if the context so warrants.

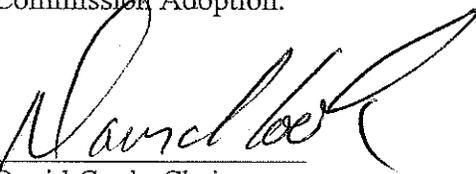
THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the denial of the application for BR1820654 is in compliance with the law. The eligibility date for Applicant is approximately October 26, 2022. ^{Forty-five dollars per commission} Twenty dollars (~~\$20~~) of the permit fee shall be returned to the applicant.

DATED: 2/18/19



 Jessica Allen, Hearing Judge

Commission Adoption:



 David Cook, Chairman

Date: 3-19-19



 John Krauss, Vice Chairman



 Marjorie Maginn, Commissioner



 Dale Grubb, Commissioner

