



## BUSINESS LICENCE HEARING MINUTES

MARCH 15, 2018

A Business Licence Hearing was held on Thursday, March 15, 2018, at 9:34 am, in the Council Chamber, Third Floor, City Hall, to consider the recommendation by the Deputy Chief Licence Inspector to revoke the Business Licence issued to Van De Nguyen (the "Licencee") for business premises located at 2234 Kingsway, Vancouver, British Columbia (the "Premises").

PRESENT: Councillor Hector Bremner, Chair  
Councillor George Affleck  
Councillor Raymond Louie

CITY CLERK'S OFFICE: Rosemary Hagiwara, Deputy City Clerk  
Maria Castro, Meeting Coordinator

### 1. **Thuong Dang Dahn Tea Shop** **2234 Kingsway**

The Business Licence Hearing Panel had before it for consideration an Evidence Brief, prepared by the City of Vancouver's Legal Department, which contained the following material (*on file in the City Clerk's Office*) and the evidence of witnesses:

#### Tab

#### 1 **Notice of Hearing**

- Dated October 20, 2017 (for hearing scheduled on November 28, 2017)
- Dated May 16, 2017 (for hearing scheduled on June 6, 2017)
- Dated March 29, 2017 (for hearing scheduled on April 18, 2017)
- Dated February 15, 2017 (amended, for hearing scheduled on February 28, 2017)
- Dated February 6, 2017 (for hearing scheduled on February 28, 2017)
- Memorandum to Business Licence Hearing Panel dated December 14, 2016

#### 2 **Licenses & Inspections Department**

##### A. **Business Licences**

- 2017 Business Licence #17-142046 issued to Van De Nguyen, Thuong Dang Dahn Tea Shop, located at 2234 Kingsway
- 2016 Business Licence #16-143677 issued to Van De Nguyen, Thuong Dang Dahn Tea Shop, located at 2234 Kingsway
- BC Registry Sole Proprietorship Summary for Thuong Dang Danh Tra Tea Shop

**B. Correspondence**

- Letter from Deputy Chief Licence Inspector Sarah Hicks to Van De Nguyen and Tony Lagemaat, counsel for Van De Nguyen, dated November 21, 2016
- Letter from Tony Lagemaat to Sarah Hicks, dated September 21, 2016
- Letter to from Sarah Hicks to Van De Nguyen, dated September 13, 2016
- Business Licence Practice Meeting Notes of Sarah Hicks from meeting held on October 18, 2016
- Business Licence Practice Meeting Notes of Marie Fung (Supervisor, Licence Office), from meeting held on October 18, 2016

**3 Vancouver Police Department (VPD)**

- A. General Occurrence Report GO# VA 2016-111019
- B. List of items seized from 2234 Kingsway and 3309 Queens Avenue
- C. Documents seized from 2234 Kingsway and 3309 Queens Avenue
- D. Photographs of Seized Goods from 2234 Kingsway and 3309 Queens Avenue
- E. Hand-drawn sketch plans of from 2234 Kingsway and 3309 Queens Avenue
- F. Narrative by Det/Cst. Alen Ivezic from GO VA 2016-75213

Iain Dixon, Assistant Director – Regulatory Litigation, Legal Department, was present on behalf of the City of Vancouver. Sandy Ross of Johnson Doyle Sugarman and Ferguson, was present on behalf of Van De Nguyen (the Licencee).

In opening, Mr. Ross noted the absence of a Vietnamese interpreter for Mr. Nguyen. Mr. Dixon then submitted that it would be inappropriate to proceed with the Business Licence Hearing in the absence of an interpreter, and advised that the hearing be adjourned to the next available Business Licence Hearing date.

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*At 9:36 am, the Panel recessed and reconvened at 9:38 am.*

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Mr. Dixon responded to questions from Panel members.

**PANEL MEMBERS DISCUSSION**

MOVED by Councillor Louie

THAT the Business Licence Hearing of March 15, 2018, regarding Van De Nguyen (the "Licencee"), for business premises located at 2234 Kingsway, Vancouver, British Columbia ("the Premises"), be adjourned to April 24, 2018.

CARRIED UNANIMOUSLY

**ADJOURNMENT**

MOVED by Councillor Louie  
SECONDED by Councillor Affleck

THAT the meeting be adjourned.

CARRIED UNANIMOUSLY

The Business Licence Hearing Panel adjourned at 9:40 am.

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