

**STATE OF INDIANA
BEFORE THE INDIANA ALCOHOL AND TOBACCO COMMISSION**

IN THE MATTER OF)	
THE PERMIT OF:)	
)	
Rebecca Schliemann)	Applicant No. 3396030
)	

**PROPOSED FINDINGS OF FACT
AND
CONCLUSIONS OF LAW**

**I.
BACKGROUND OF THE CASE**

The Applicant, Rebecca Schliemann, Applicant Number 3396030 (“Applicant”) is the Applicant for an Alcohol and Tobacco Commission (“ATC”) employee permit. The Applicant filed her application on May 31, 2020. Upon review of Applicant’s record with the Indiana Bureau of Motor Vehicles, ATC staff determined that Applicant had three unrelated convictions for operating while intoxicated as defined by IC 7.1-1-3-13.5. The dates of the convictions are as follows:

1. Conviction under cause number 64D03-1401-CM-000560 on October 9, 2014;
2. Conviction under cause number 37C01-1412-F6-000970 on March 3, 2015; and
3. Conviction under cause number 37C01-1609-F6-000781.

Applicant appealed the denial of her permit and the matter was set for a hearing on August 24, 2020.

**III.
EVIDENCE BEFORE THE ATC**

1. The following individuals testified before the ATC in favor of the Applicant in this cause:

- a. Rebecca Schliemann

IV.

FINDINGS OF FACT

1. The Applicant, Rebecca Schliemann, is the Applicant for an Alcohol and Tobacco Commission employee permit. (ATC File.)
2. The Applicant had three unrelated convictions for operating while intoxicated as defined by IC 7.1-1-3-13.5 (conviction) in the past ten years. (ATC File.)
3. Any Finding of Fact may be considered a Conclusion of Law if the context so warrants.

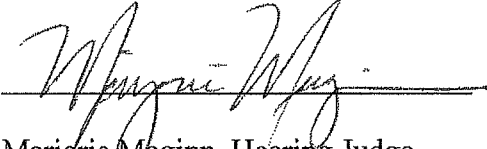
V.

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(h) because Applicant had three unrelated convictions for operating while intoxicated.
2. Applicant will be eligible for an employee permit on October 9, 2024.
3. Application fee was already refunded.
4. Any conclusion of law may be considered a finding of fact if the context so warrants.

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the denial of the application for 3396030 is in compliance with the law. The eligibility date for Applicant is October 9, 2024, subject to change with pending case.

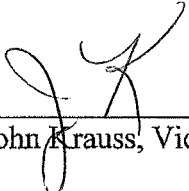
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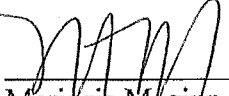

Marjorie Maginn, Hearing Judge


Commission Adoption:


David Cook, Chairman

Date: 12/1/20


John Krauss, Vice Chairman


Marjorie Maginn, Commissioner


Dale Grubb, Commissioner