

again, then there is a real strong chance that we may lose Falstaff. I can also assure you that if we pass this legislation there is a strong chance that we can save Falstaff. The particular amendment which is being offered to you has been cleared by all parties concerned, Falstaff's attorneys, Safeway's attorneys. The Liquor Commission has looked at it. The Attorney General has looked at it. There is no problem. If we're careful how we word this amendment and we do have an amendment to this amendment coming up right behind it. Senator DeCamp has one that changes three words and clarifies the meaning so that it has got a "he, she" and it should have an "it" in it because a corporation is not a he or a she. A corporation is an it. That is the amendment that will be coming up which we should adopt also and I can tell you that, for example, when the Falstaff Brewery first started selling generic and private label beer they notified the Liquor Commission. The Liquor Commission had nine months in which to respond. They did not respond even after several follow-up letters, however, what happened was nine months later a complaint was filed. The complaint was filed not as a result of any other brewery or any other individual. No complaint was filed except the attorneys for the Liquor Commission just decided that they were going to do it. Well this was not a very thorough investigation. All he had to do was read his own file and he would have seen the letter asking for permission to do it which had never been answered. Yet they go ahead and file the complaint. They did not, for example, go to Falstaff. They did not go to Safeway. They did not go to Hinky Dinky and say, hey, we got a problem. Let's talk about it. They just filed a complaint. I don't think that was the right thing to do. Now let me tell you exactly what the complaint included. It included a ten cent extra charge on some cases that were being sold to Hinky Dinky. It also included an item on a pallet sized loads or more had to be sold in pallet sized quantities or more. As far as Hinky Dinky is concerned those are the only two complaints that were significant in my judgement. Both of those were arbitrated out. They discontinued the extra ten cent arrangement and they also discontinued the pallet sized orders so Hinky Dinky was completely dismissed from the thing. Then that left two other things. One of the thing of value that the Commission was contending, for example, that Falstaff was giving a thing of value to Safeway. Well it developed that Safeway had developed the label, Scotch Buy. They had developed it. They owned it. Safeway owned it so there was not a thing of value given between Falstaff and Safeway. Consequently that particular charge went down the tube. Now there is three out of the four main points.