

Board of Liquor License Commissioners for Baltimore City: Presentation on 8/6/2020 Virtual Hearing

Douglas K. Paige, Executive Secretary
Thomas R. Akras, Deputy Executive Secretary
Staci Russell, Assistant Executive Secretary
August 6, 2020

Outline of Packet

- Introduction to Webex Platform
- Materials, Evidence, and Related Items for 8/6/2020 Docket
- Procedures to be followed for 8/6/2020 Docket
- General Ground Rules and Helpful Information for 8/6/2020 Docket
- 8/6/2020 Short Docket
- 8/6/2020 Long Docket
- Adjournment

Introduction to the Webex Platform

- **Cisco Webex is the on-line meeting platform that the City of Baltimore uses to conduct all of its virtual meetings**
 - The Board of Estimates, City Council, and Planning Department have used Webex to hold virtual meetings since the outbreak of COVID-19
- **Cisco Webex Basics**
 - To fully utilize the Webex system, members of the general public should have access to a laptop, Ipad, smartphone or similar device with camera and microphone capabilities.
 - If your electronic device does not have microphone capabilities then you will need to utilize the phone number provided to dial in.
 - To participate in the Webex meeting, members of the public will have to download the Webex app to through their smartphones or click on the following link to access the hearing on-line:
 - <https://bmore.webex.com/bmore/onstage/g.php?MTID=eb4be9ec63cd98f3a693c1b1bfd491b14>
 - Access Code: 129 839 1871
 - Password: BLLC1234
 - The BLLC suggests that if you are going to use your smartphone, Ipad, or similar device that you download the application at least one day before the date of the 8/6/2020 hearing to ensure you have access to the program.
 - If a member of the general public does not have access to a computer, smartphone or similar device they can call the following number and enter the following access code to LISTEN ONLY to the hearing:
 - Phone Number - 1-408-418-9388
 - Access Code – 129 839 1871

Materials, Evidence and Related Items – 8/6/2020 Docket

- **Materials**

- Copies of the short docket, which provide a brief description of the cases before the Board, and long docket, which include all application materials can be found on the BLLC’s website under hyperlinks for “August 6, 2020”:
 - <https://llb.baltimorecity.gov/hearings-schedule>

- **Evidence – 48 Hour Rule for On-line Hearings**

- All of the evidence to be considered by the Board can be found in the long docket. The Board will be accepting evidence from any party to the hearing up until 11am on Tuesday, August 4, 2020.
 - All evidence should be submitted via email to Assistant Executive Secretary Ms. Staci Russell: Staci.Russell@baltimorecity.gov

- **Related Items**

- **EVIDENCE NOTE – Licensees should make all efforts to provide any documentation that they plan on submitting to the Board by 11:00 am on Tuesday August 4, 2020.**
 - Attempts to introduce evidence at the hearing that was not submitted prior to the hearing may lead to a postponement of your case.
- In addition to the posting of the 8/6/2020 docket on-line, licensees, witnesses, and/or their representatives shall be served notice in accordance with the law.

Procedures for the 8/6/2020 Docket

- **Preliminary Reading of the Instructions and Calling of the Cases**

- The Deputy Executive Secretary (DES) will read the preliminary instructions and general ground rules for the hearing process
- The DES shall call each case in the order as listed on the short docket. The Chairman will then ask for the licensee, his or her representative, and all BLLC and Police Department personnel to identify themselves and be sworn in by the Court Reporter.

- **Evidentiary Hearing**

- The DES will call the case and the Board will conduct an evidentiary hearing, which will include the calling of witnesses, hearing testimony, and reviewing documents entered into the record to determine whether or not a violation occurred.
- Upon conclusion of the hearing, which may include closing arguments by licensee an/or his representative, the Board will vote to determine whether or not a violation occurred. If the Board finds that a violation occurred, the Board may hear testimony or review evidence before imposing a sentence.
 - The Board will provide an opportunity to the general public to present testimony at the mitigation phase of the hearing
 - If an individual would like to testify, then he or she will have use the “raise your hand feature” within Webex, be recognized, identify yourself, be sworn in, and then testify.
 - All individuals who testify are subject to questioning by the Board and cross examination by the attorney or applicant.
 - REMEMBER – If you only have access to a phone you will not have the opportunity to testify.

- **Sentencing**

- Once the Board hears all of the evidence and testimony from the mitigation phase, the Board will then make a sentencing determination, which could include a fine, suspension, and/or revocation.

General Ground Rules and Helpful Information for 8/6/2020 Hearing

Ground Rules for Hearing Process

- Please mute yourself when you are not speaking. This will minimize feedback and extra noise.
- Please identify yourself and state the spelling of your name, before you speak.
- Please speak slowly and in a clear voice so that the Court Reporter understands exactly what is being said and who is saying it.
- Please note that this event will run live on Charm TV and a Court reporter will be present.
- Individuals who use profanity, are disrespectful, or unruly may be expelled from the virtual hearing.
- All attendees – applicants, licensees, and members of the public – that wish to provide testimony during the hearings must be sworn in prior to giving testimony.

Helpful Reminders to improve Webex Experience

- Be prepared - Read materials ahead of time, test the video conferencing platform ahead of time
- Location matters - Try to find a quiet space with good light and a strong internet connection so you can be seen and heard clearly
- Be present - don't multitask
- Be patient with yourself and others .

BLLC Short Docket – 8/6/2020

**BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY
DOCKET – THURSDAY, AUGUST 6, 2020 – 11:00 a.m.
WEBEX VIRTUAL MEETING**

Please note: If you are interested in a particular case, please call (410) 396-4380 the day before these hearings to verify that a particular case is still scheduled for this date.

11:00 a.m.

I. Violations:

- 1. Justin Walters, Kislings, Inc., T/a Kislings Tavern, 2100-02 Fleet Street – Class “BD7” Beer, Wine & Liquor License – Violation of Rule 4.16 Illegal Conduct – March 18, 2020 –** At approximately 7:45PM, Baltimore City Liquor Board Inspectors Rosalba Jordan and Cindy Tudhope responded to the establishment to conduct an inspection to ensure that it was in compliance with Governor Lawrence J. Hogan’s Executive Order issued March 16, 2020, which amended Governor Hogan’s earlier Executive Order issued on March 12, 2020. Specifically, inspectors were conducting inspections to ensure that establishments were not serving patrons nor allowing patrons to consume alcoholic beverages on-premises in violation of the amended Executive Order. Upon arrival, Inspectors Jordan and Tudhope entered the establishment and observed two patrons seated at the bar and two patrons seated in a booth. The two patrons seated at the bar were observed to be consuming alcohol, specifically what appeared to be beer in a pint glass. At this time, the Inspectors made contact with the bartender of the establishment. The bartender stated that she had served patrons, thereby allowing them to consume alcohol, while they were waiting for their carry-out food orders. Inspectors informed the bartender that as per the Governor’s Executive Order, licensed establishments were prohibited from allowing patrons to consume on-premises for any reason. Inspector Jordan issued the violation and instructed the bartender to cease allowing for the consumption of alcoholic beverages on-premises.

Violation of Rule 3.12 General Welfare – March 18, 2020 – At approximately 7:45PM, Baltimore City Liquor Board Inspectors Rosalba Jordan and Cindy Tudhope responded to the establishment to conduct an inspection to ensure that it was in compliance with Governor Lawrence J. Hogan’s Executive Order issued March 16, 2020, which amended Governor Hogan’s earlier Executive Order issued on March 12, 2020. Specifically, inspectors were conducting inspections to ensure that establishments were not serving patrons nor allowing patrons to consume alcoholic beverages on-premises in violation of the amended Executive Order. Upon arrival, Inspectors Jordan and Tudhope entered the establishment and observed two patrons seated at the bar and two patrons seated in a booth. The two patrons seated at the bar were observed to be consuming alcohol, specifically what appeared to be beer in a pint glass. At this time, the Inspectors made contact with the bartender of the establishment. The bartender stated that she had served patrons, thereby allowing them to consume alcohol, while they were waiting for their carry-out food orders. Inspectors informed the bartender that as per the Governor’s Executive Order, licensed establishments were prohibited from allowing patrons to consume on-premises for any reason. Inspector Jordan issued the violation and instructed the bartender to cease allowing for the consumption of alcoholic beverages on-premises.

- 2. Harry Miller and Marigot Miller, Millerz, LLC, T/a Abbey Burger Fells Point, 811 S. Broadway – Class “B” Beer, Wine & Liquor License – Violation of Rule 4.16 Illegal Conduct – March 18, 2020 –** At approximately 7:30PM, Baltimore City Liquor Board Inspectors Rosalba Jordan and Cindy Tudhope responded to the establishment to conduct an inspection to ensure that it was in compliance with Governor Lawrence J. Hogan’s Executive Order issued March 16, 2020, which amended Governor Hogan’s earlier Executive Order issued on March 12, 2020. Specifically, inspectors were conducting inspections to ensure that establishments were not serving patrons nor allowing patrons to consume alcoholic beverages on-premises in violation of the amended Executive Order. Upon arrival at the location, Inspectors Jordan and Tudhope observed from the exterior of the location a small group of patrons inside the establishment. Upon entering the establishment, inspectors observed approximately four (4) persons sitting at the bar; two (2) of the persons were consuming beer from plastic pint glasses. On premises were the licensees Mr. Harry Miller and Mrs. Marigot Miller. Inspectors informed Mr. and Mrs. Miller that as per the Governor’s Executive Order, licensed establishments were prohibited from allowing patrons to consume on-premises for any reason. Inspector Jordan issued the violation and instructed Mr. and Mrs. Miller to cease allowing for the consumption of alcoholic beverages.

Violation of Rule 3.12 General Welfare – March 18, 2020 – At approximately 7:30PM, Baltimore City Liquor Board Inspectors Rosalba Jordan and Cindy Tudhope responded to the establishment to conduct an inspection to ensure that it was in compliance with Governor Lawrence J. Hogan’s Executive Order issued March 16, 2020, which amended Governor Hogan’s earlier Executive Order issued on March 12, 2020. Specifically, inspectors were conducting inspections to ensure that establishments were not serving patrons nor allowing patrons to consume alcoholic beverages on-premises in violation of the amended Executive Order. Upon arrival at the location, Inspectors Jordan and Tudhope observed from the exterior of the location a small group of patrons inside the establishment. Upon entering the establishment, inspectors observed approximately four (4) persons sitting at the bar; two (2) of the persons were consuming beer from plastic pint glasses. On premises were the licensees Mr. Harry Miller and Mrs. Marigot Miller. Inspectors informed Mr. and Mrs. Miller that as per the Governor’s Executive Order, licensed establishments were prohibited from allowing patrons to consume on-premises for any reason. Inspector Jordan issued the violation and instructed Mr. and Mrs. Miller to cease allowing for the consumption of alcoholic beverages.

- 3. Gary C. Parker, Jr., J.F.O., Inc., T/a O’Donnell’s Pub, 531 S. Potomac Street – Class “BD7” Beer, Wine & Liquor License – Violation of Rule 4.16 Illegal Conduct – March 25, 2020 –** At approximately 6:50PM, Baltimore City Liquor Board Agent Andy Perez responded to the establishment after receiving a 311 Customer Service Request (#20-00189035) alleging that there were sales to minors, on-premises consumption occurring, and individuals leaving the establishment with alcoholic beverages. Upon arrival, Agent Perez positioned himself outside of the establishment and observed through a side window approximately four (4) patrons seated at the bar. Agent Perez then entered the establishment and observed these individuals consuming glasses of beer while at the bar. At this time, Agent Perez asked the bartender to speak with the manager on duty. After sometime Ms. Kim Carrick appeared. Agent Perez made Ms. Carrick aware of the complaint he received and then informed her of the violations there were occurring at the location due to the on-premises consumption in violation of Governor Lawrence J. Hogan’s Executive Order 20-03-19-01. Agent Perez then instructed Ms. Carrick to cease the allowance of

all on-premises consumption, which she did. Agent Perez then left the establishment without observing any other of the violations alleged by the complainant (#20-00189035).

Violation of Rule 3.12 General Welfare – March 25, 2020 – At approximately 6:50PM, Baltimore City Liquor Board Agent Andy Perez responded to the establishment after receiving a 311 Customer Service Request (#20-00189035) alleging that there were sales to minors, on-premises consumption occurring, and individuals leaving the establishment with alcoholic beverages. Upon arrival, Agent Perez positioned himself outside of the establishment and observed through a side window approximately four (4) patrons seated at the bar. Agent Perez then entered the establishment and observed these individuals consuming glasses of beer while at the bar. At this time, Agent Perez asked the bartender to speak with the manager on duty. After sometime Ms. Kim Carrick appeared. Agent Perez made Ms. Carrick aware of the complaint he received and then informed her of the violations there were occurring at the location due to the on-premises consumption in violation of Governor Lawrence J. Hogan’s Executive Order 20-03-19-01. Agent Perez then instructed Ms. Carrick to cease the allowance of all on-premises consumption, which she did. Agent Perez then left the establishment without observing any other of the violations alleged by the complainant (#20-00189035).

4. Gabriela Salas, Charro Negro, LLC, T/a Charro Negro, 4617-19 Eastern Avenue – Class “B” Beer, Wine & Liquor License – Violation of Rule 4.16 Illegal Conduct – March 19, 2020 – At approximately 8:45PM, Baltimore City Liquor Board Agent Andy Perez conducted an inspection of the location to ensure compliance with Governor Lawrence J. Hogan’s Executive Order 20-03-19-01. Upon arrival at the establishment Agent Perez observed an individual seated inside of the establishment. As Agent Perez entered the establishment, he observed one customer seated at the bar consuming a bottle of Corona beer. At this time, Agent Perez informed Ms. Ana Carrillo, who was in full operational control of the establishment, that having patrons consume alcoholic beverages on-premises was a direct violation of Executive Order 20-03-19-01. Agent Perez informed Ms. Carrillo of the violation and the patron was exited from the premises.

Violation of Rule 3.12 General Welfare – March 19, 2020 – At approximately 8:45PM, Baltimore City Liquor Board Agent Andy Perez conducted an inspection of the location to ensure compliance with Governor Lawrence J. Hogan’s Executive Order 20-03-19-01. Upon arrival at the establishment Agent Perez observed an individual seated inside of the establishment. As Agent Perez entered the establishment, he observed one customer seated at the bar consuming a bottle of Corona beer. At this time, Agent Perez informed Ms. Ana Carrillo, who was in full operational control of the establishment, that having patrons consume alcoholic beverages on-premises was a direct violation of Executive Order 20-03-19-01. Agent Perez informed Ms. Carrillo of the violation and the patron was exited from the premises.

5. Steven W. Preston, The Manor Baltimore, LLC, T/a The Manor, 924 N. Charles Street – Class “B” Beer, Wine & Liquor License – Violation of Rule 4.16 Illegal Conduct – May 31, 2020 – At approximately 1:08 AM, Baltimore City Liquor Board Inspectors Cindy Tudhope, Walter Robinson, and Agent Darryl Clark responded to a 311 Customer Service Request (#20-00303140) for loud music at 922 North Charles Street t/a Sangria, a licensed establishment. After arriving at the scene and conducting their investigation, BLLC officials found that the allegations against Sangria were unfounded. However, during their investigation into 311 Customer Service Request (#20-00303140), inspectors happened to notice individuals entering and exiting the establishment

known as “The Manor” located at 924 North Charles Street. At approximately 1:35 AM, Inspector Tudhope knocked on the door was allowed into the establishment. Upon entering the establishment, a female, who appeared to be highly intoxicated exited the establishment and fell down the stairs. Inspector Robinson and Agent Clark helped the female regain her footing, while Inspector Tudhope entered the establishment. After entering the establishment, Inspector Tudhope went to the first floor bar and observed at least six (6) or more patrons being rushed out of a door on the opposite side of the bar area. While there, Inspector Tudhope also observed that the bar area was covered with beer bottles, half empty drinks, and empty bottles of alcohol. Inspector Tudhope also observed a trash can next to the bar overflowing with bottles and empty cups. Inspector Tudhope then began to investigate how the patrons she saw were able to exit the establishment. Inspector Tudhope discovered that there was a rear exit through the kitchen that lead to an alleyway where the patrons were exited. Inspector Tudhope then returned to the bar area where Inspector Robinson and Agent Clark were located. At this time, Inspector Tudhope made contact with an individual who claimed to be the property owner. This individual became very unruly with Inspector Tudhope by directing expletives toward her, telling her to leave the premises, raising his voice, and yelling at Inspector Tudhope – all while not practicing social distancing and not wearing a mask. Concurrently, Agent Clark was speaking with the owner of the corporation that holds the license, who was later identified as Mr. Robert Gay, about not allowing individuals to consume alcoholic beverages on premises as per Governor Lawrence J. Hogan’s Executive Order 20-05-13-01 and 20-05-27-01. At this time, BLLC staff issued a violation to the establishment and instructed ownership not to allow for on premises consumption.

Violation of Rule 3.12 General Welfare – May 31, 2020 – At approximately 1:08 AM, Baltimore City Liquor Board Inspectors Cindy Tudhope, Walter Robinson, and Agent Darryl Clark responded to a 311 Customer Service Request (#20-00303140) for loud music at 922 North Charles Street t/a Sangria, a licensed establishment. After arriving at the scene and conducting their investigation, BLLC officials found that the allegations against Sangria were unfounded. However, during their investigation into 311 Customer Service Request (#20-00303140), inspectors happened to notice individuals entering and exiting the establishment known as “The Manor” located at 924 North Charles Street. At approximately 1:35 AM, Inspector Tudhope knocked on the door was allowed into the establishment. Upon entering the establishment, a female, who appeared to be highly intoxicated exited the establishment and fell down the stairs. Inspector Robinson and Agent Clark helped the female regain her footing, while Inspector Tudhope entered the establishment. After entering the establishment, Inspector Tudhope went to the first floor bar and observed at least six (6) or more patrons being rushed out of a door on the opposite side of the bar area. While there, Inspector Tudhope also observed that the bar area was covered with beer bottles, half empty drinks, and empty bottles of alcohol. Inspector Tudhope also observed a trash can next to the bar overflowing with bottles and empty cups. Inspector Tudhope then began to investigate how the patrons she saw were able to exit the establishment. Inspector Tudhope discovered that there was a rear exit through the kitchen that lead to an alleyway where the patrons were exited. Inspector Tudhope then returned to the bar area where Inspector Robinson and Agent Clark were located. At this time, Inspector Tudhope made contact with an individual who claimed to be the property owner. This individual became very unruly with Inspector Tudhope by directing expletives toward her, telling her to leave the premises, raising his voice, and yelling at Inspector Tudhope – all while not practicing social distancing and not wearing a mask. Concurrently, Agent Clark was speaking with the owner of the corporation that holds the license, who was later identified as Mr. Robert Gay, about not allowing individuals to consume alcoholic beverages on premises as per Governor

Lawrence J. Hogan's Executive Order 20-05-13-01 and 20-05-27-01. At this time, BLLC staff issued a violation to the establishment and instructed ownership not to allow for on-premises consumption.

Violation of Rule 3.02 Cooperation—May 31, 2020—At approximately 1:08 AM, Baltimore City Liquor Board Inspectors Cindy Tudhope, Walter Robinson, and Agent Darryl Clark responded to a 311 Customer Service Request (#20-00303110) for loud music at 922 North Charles Street t/a Sangria, a licensed establishment. After arriving at the scene and conducting their investigation, BLLC officials found that the allegations against Sangria were unfounded. However, during their investigation into 311 Customer Service Request (#20-00303110), inspectors happened to notice individuals entering and exiting the establishment known as “The Manor” located at 924 North Charles Street. At approximately 1:35 AM, Inspector Tudhope knocked on the door and was allowed into the establishment. Upon entering the establishment, a female, who appeared to be highly intoxicated exited the establishment and fell down the stairs. Inspector Robinson and Agent Clark helped the female regain her footing, while Inspector Tudhope entered the establishment. After entering the establishment, Inspector Tudhope went to the first floor bar and observed at least six (6) or more patrons being rushed out of a door on the opposite side of the bar area. While there, Inspector Tudhope also observed that the bar area was covered with beer bottles, half empty drinks, and empty bottles of alcohol. Inspector Tudhope also observed a trash can next to the bar overflowing with bottles and empty cups. Inspector Tudhope then began to investigate how the patrons she saw were able to exit the establishment. Inspector Tudhope discovered that there was a rear exit through the kitchen that lead to an alleyway where the patrons were exited. Inspector Tudhope then returned to the bar area where Inspector Robinson and Agent Clark were located. At this time, Inspector Tudhope made contact with an individual who claimed to be the property owner. This individual became very unruly with Inspector Tudhope by directing expletives toward her, telling her to leave the premises, raising his voice, and yelling at Inspector Tudhope—all while not practicing social distancing and not wearing a mask. Concurrently, Agent Clark was speaking with the owner of the corporation that holds the license, who was later identified as Mr. Robert Gay, about not allowing individuals to consume alcoholic beverages on premises as per Governor Lawrence J. Hogan's Executive Order 20-05-13-01 and 20-05-27-01. At this time, BLLC staff issued a violation to the establishment and instructed ownership not to allow for on-premises consumption. POSTPONED

Licensee(s): Justin Walters
Kislings Inc., T/a Kislings Tavern
2100-02 Fleet Street 21224

Class: "BD7" Beer, Wine & Liquor License

Violation of Rule 4.16 Illegal Conduct – March 18, 2020 – At approximately 7:45PM, Baltimore City Liquor Board Inspectors Rosalba Jordan and Cindy Tudhope responded to the establishment to conduct an inspection to ensure that it was in compliance with Governor Lawrence J. Hogan's Executive Order issued March 16, 2020, which amended Governor Hogan's earlier Executive Order issued on March 12, 2020. Specifically, inspectors were conducting inspections to ensure that establishments were not serving patrons nor allowing patrons to consume alcoholic beverages on-premises in violation of the amended Executive Order. Upon arrival, Inspectors Jordan and Tudhope entered the establishment and observed two patrons seated at the bar and two patrons seated in a booth. The two patrons seated at the bar were observed to be consuming alcohol, specifically what appeared to be beer in a pint glass. At this time, the Inspectors made contact with the bartender of the establishment. The bartender stated that she had served patrons, thereby allowing them to consume alcohol, while they were waiting for their carry-out food orders. Inspectors informed the bartender that as per the Governor's Executive Order, licensed establishments were prohibited from allowing patrons to consume on-premises for any reason. Inspector Jordan issued the violation and instructed the bartender to cease allowing for the consumption of alcoholic beverages on-premises.

Violation of Rule 3.12 General Welfare – March 18, 2020 – At approximately 7:45PM, Baltimore City Liquor Board Inspectors Rosalba Jordan and Cindy Tudhope responded to the establishment to conduct an inspection to ensure that it was in compliance with Governor Lawrence J. Hogan's Executive Order issued March 16, 2020, which amended Governor Hogan's earlier Executive Order issued on March 12, 2020. Specifically, inspectors were conducting inspections to ensure that establishments were not serving patrons nor allowing patrons to consume alcoholic beverages on-premises in violation of the amended Executive Order. Upon arrival, Inspectors Jordan and Tudhope entered the establishment and observed two patrons seated at the bar and two patrons seated in a booth. The two patrons seated at the bar were observed to be consuming alcohol, specifically what appeared to be beer in a pint glass. At this time, the Inspectors made contact with the bartender of the establishment. The bartender stated that she had served patrons, thereby allowing them to consume alcohol, while they were waiting for their carry-out food orders. Inspectors informed the bartender that as per the Governor's Executive Order, licensed establishments were prohibited from allowing patrons to consume on-premises for any reason. Inspector Jordan issued the violation and instructed the bartender to cease allowing for the consumption of alcoholic beverages on-premises.

(a) **Service on Licensee(s):** Summons issued to the licensee(s) on 7/21/2020.

(b) **Witnesses Summoned:** Summons issued to Inspector Tudhope and Inspector Jordan on 7/21/2020.

(c) **Violation History of Current Licensee:** Licensee(s) appeared before the Board 2/21/2013 in reference to:

- Violation of Rule 4.01(a) - Sales to Minors
- Rule 4.01(a) - Fined \$500
- \$250 Suspended
- \$250 total fine

Licensee(s) appeared before the Board on 11/3/2011 in reference to:

- Violation of Rule 4.18 – Illegal Conduct
- Violation of Article2B Section 10-301(j)(1)- Proof of payment of personal property tax not submitted.
- Proper documents were submitted and hearing was cancelled.
- \$125 total fine

(d) **License Transfer Date:** The license transferred to the above named entity on 12/3/1993.

Board's Decision:

August 6, 2020

Licensee(s): Harry Miller, and Marigot Miller
Millerz, LLC, T/a Abbey Burger Fells Point
811 S. Broadway 21231

Class: "B" Beer, Wine & Liquor License

Violation of Rule 4.16 Illegal Conduct – March 18, 2020 – At approximately 7:30PM, Baltimore City Liquor Board Inspectors Rosalba Jordan and Cindy Tudhope responded to the establishment to conduct an inspection to ensure that it was in compliance with Governor Lawrence J. Hogan's Executive Order issued March 16, 2020, which amended Governor Hogan's earlier Executive Order issued on March 12, 2020. Specifically, inspectors were conducting inspections to ensure that establishments were not serving patrons nor allowing patrons to consume alcoholic beverages on-premises in violation of the amended Executive Order. Upon arrival at the location, Inspectors Jordan and Tudhope observed from the exterior of the location a small group of patrons inside the establishment. Upon entering the establishment, inspectors observed approximately four (4) persons sitting at the bar; two (2) of the persons were consuming beer from plastic pint glasses. On premises were the licensees Mr. Harry Miller and Mrs. Marigot Miller. Inspectors informed Mr. and Mrs. Miller that as per the Governor's Executive Order, licensed establishments were prohibited from allowing patrons to consume on-premises for any reason. Inspector Jordan issued the violation and instructed Mr. and Mrs. Miller to cease allowing for the consumption of alcoholic beverages.

Violation of Rule 3.12 General Welfare – March 18, 2020 – At approximately 7:30PM, Baltimore City Liquor Board Inspectors Rosalba Jordan and Cindy Tudhope responded to the establishment to conduct an inspection to ensure that it was in compliance with Governor Lawrence J. Hogan's Executive Order issued March 16, 2020, which amended Governor Hogan's earlier Executive Order issued on March 12, 2020. Specifically, inspectors were conducting inspections to ensure that establishments were not serving patrons nor allowing patrons to consume alcoholic beverages on-premises in violation of the amended Executive Order. Upon arrival at the location, Inspectors Jordan and Tudhope observed from the exterior of the location a small group of patrons inside the establishment. Upon entering the establishment, inspectors observed approximately four (4) persons sitting at the bar; two (2) of the persons were consuming beer from plastic pint glasses. On premises were the licensees Mr. Harry Miller and Mrs. Marigot Miller. Inspectors informed Mr. and Mrs. Miller that as per the Governor's Executive Order, licensed establishments were prohibited from allowing patrons to consume on-premises for any reason. Inspector Jordan issued the violation and instructed Mr. and Mrs. Miller to cease allowing for the consumption of alcoholic beverages.

- (a) **Service on Licensee(s):** Summons issued to the licensee(s) on 7/21/2020.
- (b) **Witnesses Summoned:** Summons issued to Inspector Tudhope and Inspector Jordan on 7/21/2020.
- (c) **Violation History of Current Licensee:** The current licensee(s) have no history of violations.
- (d) **License Transfer Date:** The license transferred to the above named entity in 2015.

Board's Decision:

August 6, 2020

Licensee(s): Gary C. Parker, Jr.
J.F.O., Inc., T/a O'Donnell's Pub
531 Potomac Avenue 21224

Class: "LBD" Beer, Wine & Liquor License

Violation of Rule 4.16 Illegal Conduct – March 25, 2020 – At approximately 6:50PM, Baltimore City Liquor Board Agent Andy Perez responded to the establishment after receiving a 311 Customer Service Request (#20-00189035) alleging that there were sales to minors, on-premises consumption occurring, and individuals leaving the establishment with alcoholic beverages. Upon arrival, Agent Perez positioned himself outside of the establishment and observed through a side window approximately four (4) patrons seated at the bar. Agent Perez then entered the establishment and observed these individuals consuming glasses of beer while at the bar. At this time, Agent Perez asked the bartender to speak with the manager on duty. After sometime Ms. Kim Carrick appeared. Agent Perez made Ms. Carrick aware of the complaint he received and then informed her of the violations there were occurring at the location due to the on-premises consumption in violation of Governor Lawrence J. Hogan's Executive Order 20-03-19-01. Agent Perez then instructed Ms. Carrick to cease the allowance of all on-premises consumption, which she did. Agent Perez then left the establishment without observing any other of the violations alleged by the complainant (#20-00189035).

Violation of Rule 3.12 General Welfare – March 25, 2020 – At approximately 6:50PM, Baltimore City Liquor Board Agent Andy Perez responded to the establishment after receiving a 311 Customer Service Request (#20-00189035) alleging that there were sales to minors, on-premises consumption occurring, and individuals leaving the establishment with alcoholic beverages. Upon arrival, Agent Perez positioned himself outside of the establishment and observed through a side window approximately four (4) patrons seated at the bar. Agent Perez then entered the establishment and observed these individuals consuming glasses of beer while at the bar. At this time, Agent Perez asked the bartender to speak with the manager on duty. After sometime Ms. Kim Carrick appeared. Agent Perez made Ms. Carrick aware of the complaint he received and then informed her of the violations there were occurring at the location due to the on-premises consumption in violation of Governor Lawrence J. Hogan's Executive Order 20-03-19-01. Agent Perez then instructed Ms. Carrick to cease the allowance of all on-premises consumption, which she did. Agent Perez then left the establishment without observing any other of the violations alleged by the complainant (#20-00189035).

- (a) **Service on Licensee(s):** Summons issued to the licensee(s) on 7/21/2020.
- (b) **Witnesses Summoned:** Summons issued to Agent Perez on 7/21/2020.
- (c) **Violation History of Current Licensee:** The current corporation has no history of violations.
- (d) **License Transfer Date:** The license transferred to the above named entity on 8/7/1987.

Board's Decision:

Licensee(s): Gabriela Salas
Charro Negro, LLC, T/a Charro Negro
4617-19 Eastern Avenue 21224

Class: "B" Beer & Wine License

Violation of Rule 4.16 Illegal Conduct – March 19, 2020 – At approximately 8:45PM, Baltimore City Liquor Board Agent Andy Perez conducted an inspection of the location to ensure compliance with Governor Lawrence J. Hogan's Executive Order 20-03-19-01. Upon arrival at the establishment Agent Perez observed an individual seated inside of the establishment. As Agent Perez entered the establishment, he observed one customer seated at the bar consuming a bottle of Corona beer. At this time, Agent Perez informed Ms. Ana Carrillo, who was in full operational control of the establishment, that having patrons consume alcoholic beverages on-premises was a direct violation of Executive Order 20-03-19-01. Agent Perez informed Ms. Carrillo of the violation and the patron was exited from the premises.

Violation of Rule 3.12 General Welfare – March 19, 2020 – At approximately 8:45PM, Baltimore City Liquor Board Agent Andy Perez conducted an inspection of the location to ensure compliance with Governor Lawrence J. Hogan's Executive Order 20-03-19-01. Upon arrival at the establishment Agent Perez observed an individual seated inside of the establishment. As Agent Perez entered the establishment, he observed one customer seated at the bar consuming a bottle of Corona beer. At this time, Agent Perez informed Ms. Ana Carrillo, who was in full operational control of the establishment, that having patrons consume alcoholic beverages on-premises was a direct violation of Executive Order 20-03-19-01. Agent Perez informed Ms. Carrillo of the violation and the patron was exited from the premises.

(a) **Service on Licensee(s):** Summons issued to the licensee(s) on 7/21/2020.

(b) **Witnesses Summoned:** Summons issued to Agent Perez on 7/21/2020.

(c) **Violation History of Current Licensee:** Licensee(s) appeared before the Board 10/10/2019 in reference to:

- Violation of Rule 4.01(a) - Sales to Minors
- Rule 4.01(a) - Fined \$750
- \$750 + \$125 admin fee
- \$875 total fine

Licensee(s) appeared before the Board on 1/17/2019 in reference to:

- Violation of Rule 4.01(a) - Sales to Minors
- Rule 4.01(a) - Fined \$650
- \$650 + \$125 admin fee
- \$775 total fine

Licensee(s) appeared before the Board on 12/15/2011 in reference to:

- Violation of Rule 4.10 - Purchasing from other than a wholesaler.
- \$250 fine + \$125 admin fee
- \$375 total fine

(d) **License Transfer Date:** The license transferred to the above named corporation on 5/4/2009.

Board's Decision:

Adjournment

- **The Board will be in recess until August 18th, 2020. The Board shall post on its website, provide notice to applicants and/or attorneys, and conduct a virtual hearing on this date.**
- Please call our office at 410-396-4377 between 8:30 am and 4:30 pm with any questions or concerns that you have concerning this matter or any other!