

BALTIMORE CITY BOARD OF LIQUOR LICENSE COMMISSIONERS

HEARING DISPOSITIONS

**THURSDAY, APRIL 18, 2019
100 N. HOLLIDAY STREET, ROOM 215
BALTIMORE, MD 21202**

**Albert Matricciani, Jr., Chairperson
Aaron Greenfield, Commissioner
Elizabeth A. Hafey, Commissioner**

Protest of Renewal – 2018-2019 License Year **10:00 AM**

2300 W Baltimore St, LLC, t/a Club 2300

License # LBD7 037

2300 W. Baltimore Street, Baltimore MD 21223

9th Councilmanic District (Bullock)

Attorney for Applicant: Melvin Kodenski

Regarding the Protest of Renewal where the Board, on its own initiative, and brings this protest of renewal against the establishment in consideration of specific complaints that resulted in three separate incidents that resulted in violations, which were sustained by the Board at hearings within the 2018-2019 license year.

Corporate Standing: 2300 W Baltimore St, LLC is an active Maryland corporation not in good standing.

Licensee Violation History: March 14, 2019 – Violation of Rule 4.01(a) (Sales to Minors), Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times), and Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times) – Fined \$3,125 & suspended 3 days
November 1, 2018 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$1,125
July 12, 2018 – Violation of Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times) – Fined \$625
September 7, 2017 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$1,625
July 20, 2017 – Violation of Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times), Rule 3.09(a) (Restroom Facilities and Health Regulations), and Rule 3.09(b) (Restroom Facilities and Health Regulations) – Fined \$1,475
June 9, 2016 – Violation of Rule 3.08(a) (Sanitation & Safety) – Fined \$375

311 Call History: A search of the Customer Service Request (CSR) database indicates that there have/have been 1 call(s) forwarded to the BLLC regarding this licensed location.

Witnesses: N/A

Disposition: This matter has been postponed – will be heard on April 25, 2019.

Protest of Renewal – 2018-2019 License Year

10:45 AM

El Rincon Toncaleno, LLC, t/a El Rincon Toncaleno
422-26 S. Macon Street, Baltimore MD 21224

License # LB 281
1st Councilmanic District (Cohen)

Attorney for Applicant: Peter Prevas

Regarding the Protest of Renewal where the Board, on its own initiative, and brings this protest of renewal against the establishment in consideration of specific complaints that resulted in three separate incidents that resulted in violations, which were sustained by the Board at hearings within the 2018-2019 license year.

Corporate Standing: El Rincon Toncaleno, LLC is an active Maryland corporation in good standing.

Licensee Violation History: December 6, 2018 – Violation of Rule 3.12 (General Welfare), and Rule 4.16 (Illegal Conduct) – Fined \$1,125
October 11, 2018 – Violation of Rule 4.01(a) (Sales to Minors) and Rule 3.03(c) (Employee Records) – Fined \$1,325
May 24, 2018 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$375

311 Call History: A search of the Customer Service Request (CSR) database indicates that there have/has been 15 calls(s) forwarded to the BLLC regarding this licensed location.

Witnesses: Peter Prevas – Attorney, Jacson Munoz – Licensee, Marilyn Munoz – Licensee, John Chrissomallis – BLLC Agent Inspector

Disposition: The Board voted to renew the license to the licensee(s) by a 3-0 vote.

Protest of Renewal – 2018-2019 License Year

11:30 AM

K & S Enterprise, Inc., t/a Frederick Station Saloon
4019 Frederick Avenue, Baltimore MD 21229

License # LBD7 062
8th Councilmanic District (Burnett)

Attorney for Applicant: Shawn Harby

Regarding the Protest of Renewal where the Board, on its own initiative, and brings this protest of renewal against the establishment in consideration of specific complaints that resulted in three separate incidents that resulted in violations, which were sustained by the Board at hearings within the 2018-2019 license year.

Corporate Standing: K & S Enterprise, Inc. is an active Maryland corporation in good standing.

Licensee Violation History: March 14, 2019 – Violation of Rule 3.09(b) (Restroom Facilities and Health Regulations) and Rule 4.16 (Illegal Conduct) – Fined \$3,125 & suspended 2 days
October 11, 2018 – Violation of Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times) – Fined \$2,625
May 24, 2018 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$625
July 17, 2014 – Violation of Rule 4.10(a) (Purchasing from other

than Wholesaler) – Fined \$1,500
November 17, 2011 – Violation of Rule 3.02 (Failure to Cooperate) – No fine, payment plan in place
September 8, 2017 – Violation of Rule 4.01(a) (Sales to Minors), Rule 3.03(c) (Records), Rule 5.03(a) (Failure to Operate as Tavern), Rule 4.18 (Illegal Conduct), Rule 4.12 (False Statement) – Fined \$1,850

311 Call History: A search of the Customer Service Request (CSR) database indicates that there have/has been 0 call(s) forwarded to the BLLC regarding this licensed location.

Witnesses: Shawn Harby – Attorney, Soo Mi Kang – Licensee, Alexander Kang – Employee, Nicole Kang – Employee, Leonard Scott – Employee, Adam Abadir – Chief of Staff for Councilman Burnett’s Office (8th District)

Disposition: The Board voted to renew the license to the licensee(s) by a 3-0 vote.

Protest of Renewal – 2018-2019 License Year

1:15 PM

ACA Liquors, Inc., t/a Eric 500
500 E. North Avenue, Baltimore MD 21202

License # LBD7 140
12th Councilmanic District (Stokes)

Attorney for Applicant: Stephan Fogleman

Regarding the Protest of Renewal where the Board received a petition dated March 21, 2019 where 147 residents and/or property owners in the immediate vicinity are protesting the renewal for the 2018-2019 license year.

Corporate Standing: ACA Liquors, Inc. is an active Maryland corporation in good standing.

Licensee Violation History: February 7, 2019 – Violation of Rule 4.01(a) (Sales to Minors) – Fined 3,125 & suspended 3 days
July 26, 2018 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$3,125
March 1, 2018 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$1,625
March 1, 2018 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$1,625
July 13, 2017 – Violation of Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times) – Fined \$3,125 & suspended 10 days
November 3, 2016 – Violation of Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times) – Fined \$1,625
April 23, 2015 – Protest of Renewal – Voted to renew (3-0 vote)
February 5, 2015 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$2,500 & suspended until 4/30/2015 (Request for judicial review was dismissed by Circuit Court)

September 18, 2014 – Violation of Rule 3.12 (Public Welfare), Rule 4.18 (Illegal Conduct), Rule 3.12 (Public Welfare), and Rule 4.18 (Illegal Conduct) – Fined \$3,125 & suspended 2 weeks
August 7, 2014 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$1,625
October 5, 2012 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$625 (paid in lieu of hearing)

311 Call History: A search of the Customer Service Request (CSR) database indicates that there have/has been 1 call(s) forwarded to the BLLC regarding this licensed location.

Witnesses: Stephan Fogleman – Attorney for Licensees, Becky Witt – Attorney for Greater Greenmount Community Association, Claire Palmieri – Community Member/Resident (in opposition), Sung Ae An – Licensee, Lowell Larsson – Community (in opposition), Detective Fillion – Baltimore City Police Officer, Steven Han – Translator for licensee, Councilman Stokes – 12th District (in opposition)

Disposition: The Board voted to not renew the license to the licensee(s) by a 3-0 vote.

Protest of Renewal – 2018-2019 License Year

2:00 PM

BS&R, LLC, t/a Waverly Tavern
3801 Old York Road, Baltimore MD 21218

License # LBD7 357
4th Councilmanic District (Henry)

Attorney for Applicant: Stephan Fogleman

Regarding the Protest of Renewal where the Board received a petition dated March 28, 2019 where 12 residents and/or property owners in the immediate vicinity are protesting the renewal for the 2018-2019 license year.

Corporate Standing: BS&R, LLC is an active Maryland corporation in good standing.

Licensee Violation History: February 21, 2019 – Violation of Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating at all Times) – Fined 3,000 and suspended 7 days

September 13, 2018 – Violation of Rule 4.16 (Illegal Conduct), Rule 3.12 (General Welfare), Rule 4.12 (Gambling), Rule 4.16 (Illegal Conduct), Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times), and Rule 4.16 (Illegal Conduct) – Fined \$2,625 and suspended 1 week.

April 19, 2018 – Protest of Renewal; voted to renew (3-0 vote)

311 Call History: A search of the Customer Service Request (CSR) database indicates that there have/has been 67 call(s) forwarded to the BLLC regarding this licensed location.

Witnesses: Stephan Fogleman – Attorney, Shekhar Karki – Licensee, Kun Sun Sweeley – Waverly Improvement Association Co-President, Councilwoman Clarke – 14th District, Councilman Henry – 4th District (in opposition), John Chrissomallis – BLLC Agent Inspector, Andrea Campo – Community (in opposition), Delegate Regina T. Boyce – 43rd Legislative District (in opposition), Robert Curran – Community, Bibek Gautam – Licensee, Latarsha Pierce

April 18, 2019

– Community (in support), Jackie Ridgeley – Community (in support), Carol Rodgers – Community (in support), Ray McGill – Community (in support), Novina Dixon – Community (in support), Kim Johnson – Community (in support), Hilton Smith – Community (in support)
Disposition: The Board voted to renew the license to the licensee(s) by a 2-1 vote. (Matricciani & Greenfield – to renew, Hafey – not to renew)

Elizabeth A. Hafey, Acting Chairperson
Aaron Greenfield, Commissioner

Protest of Renewal – 2018-2019 License Year

2:45 PM

Grow, LLC, t/a Corner Liquor Mart
4742 Frederick Avenue, Baltimore MD 21229

License # LA 136
8th Councilmanic District (Burnett)

Attorney for Applicant: Stephan Fogleman

Regarding the Protest of Renewal where the Board received a petition dated March 29, 2019 where 16 residents and/or property owners in the immediate vicinity are protesting the renewal for the 2018-2019 license year.

Corporate Standing: Grow, LLC is an active Maryland corporation in good standing.

Licensee Violation History: None.

311 Call History: A search of the Customer Service Request (CSR) database indicates that there have/has been 0 call(s) forwarded to the BLLC regarding this licensed location.

Witnesses: Stephen Fogleman – Attorney, Rosalyn Smith – Tremont Community Association, Cynthia Rogers-Swann – Tremont North & South Association, Adam Abadir - Chief of Staff for Councilman Burnett's office (8th District), John Chrissomallis – BLLC Agent Inspector

Disposition: The Board voted to renew the license to the licensee(s) by a 2-0 vote.