

BALTIMORE CITY BOARD OF LIQUOR LICENSE COMMISSIONERS

HEARING DISPOSITIONS

**THURSDAY, JULY 8, 2021
WEBEX VIRTUAL HEARING
BALTIMORE, MARYLAND**

**Albert Matricciani, Jr., Chairperson
Aaron Greenfield, Commissioner
Robert E. Guye, Commissioner**

Violations Docket – Violation of Rule 4.06 and Rule 4.16

11:00 AM

Orto Management, LLC, t/a Orto

License # LB 228 (2019)

1709 N. Charles Street, Baltimore MD 21201

12th Councilmanic District (Stokes)

Attorney for Applicant: Stephan Fogleman

Alleged violation of Rule 4.06 (Alcoholic Beverage Containers) when at approximately 3:50 p.m. on May 6, 2021 members of the Maryland State Comptroller’s Office inspectors conducted a routine Liquor Dealer Inspection at the establishment. The inspectors requested invoices for the current inventory at the restaurant. The inspectors began their review of the inventory when they observed a steel cage storage rack containing a 1.75L bottle of vodka. When asking why this bottle was in the cage while all other bottles of vodka were 750ml, the licensee explained that when attempting to buy the 750ml bottle, the wholesaler mentioned that they were not available, so they purchased the larger bottle. However, the larger bottle was awkward to use, so they poured the contents into smaller 750ml bottles instead for better handling. The inspector informed the license that it was a violation of Alc. Bev. Art. 6-313(a)(1)-(2), illegally tampering with and refilling alcoholic beverage containers, and the alcohol in question would be seized at that time.

Alleged violation of Rule 4.16 (Illegal Conduct) when at approximately 3:50 p.m. on May 6, 2021 members of the Maryland State Comptroller’s Office inspectors conducted a routine Liquor Dealer Inspection at the establishment. The inspectors requested invoices for the current inventory at the restaurant. The inspectors began their review of the inventory when they observed a steel cage storage rack containing a 1.75L bottle of vodka. When asking why this bottle was in the cage while all other bottles of vodka were 750ml, the licensee explained that when attempting to buy the 750ml bottle, the wholesaler mentioned that they were not available, so they purchased the larger bottle. However, the larger bottle was awkward to use, so they poured the contents into smaller 750ml bottles instead for better handling. The inspector informed the license that it was a violation of Alc. Bev. Art. 6-313(a)(1)-(2), illegally tampering with and refilling alcoholic beverage containers, and the alcohol in question would be seized at that time.

Corporate Standing: Orto Management, LLC is an active Maryland corporation in good standing as of June 24, 2021.

Location Violation History: None.

Witnesses: Evan Kotz – Licensee, Kevin Burley – Maryland State Comptroller Inspector

Disposition: The Board has found that the licensee violated Rule 4.06 and Rule 4.16 on May 6, 2021 and imposed a fine of \$50 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 3.08 and Rule 3.12

11:00 AM

Dream at Legacy Bar & Bistro, LLC, t/a Dream at Legacy Bar & Bistro

10 S. Calvert Street, Baltimore MD 21202

License # LB 181

11th Councilmanic District (Costello)

Attorney for Applicant: Melvin Kodenski

Alleged violation of Rule 3.08 (Sanitation and Safety) when at approximately 1:00 p.m. on June 14, 2021 members of the BLLC conducted an investigation of the establishment, prompted by a trash complaint that the BLLC received. Upon arrival, the inspectors observed that the front of the building was clean. When the inspectors proceeded to the back of the building, they noticed that there was trash located in the rear area behind the building. Amongst the trash, the inspectors discovered an alcohol delivery invoice and an empty box bearing the name and address of the establishment.

Alleged violation of Rule 3.12 (General Welfare) when at approximately 1:00 p.m. on June 14, 2021 members of the BLLC conducted an investigation of the establishment, prompted by a trash complaint that the BLLC received. Upon arrival, the inspectors observed that the front of the building was clean. When the inspectors proceeded to the back of the building, they noticed that there was trash located in the rear area behind the building. Amongst the trash, the inspectors discovered an alcohol delivery invoice and an empty box bearing the name and address of the establishment.

Corporate Standing: Dream at Legacy Bar & Bistro, LLC is an active Maryland corporation not in good standing as of June 24, 2021.

Location Violation History: November 7, 2019 – Violation of Alc. Bev. Art. 12-1604(c)(3) (51% Food Receipts Requirement for Class B Licenses in the 46th Legislative District) and Rule 4.16 (Illegal Conduct) – No fine assessed

December 6, 2018 – Violation of Labor and Employment Article 9-1012 (Suspension of License or Permit) – Dismissed, no fine assessed; Agreement has been made and Uninsured Employers dismissed case

November 1, 2018 – Violation of Rule 4.20(b)(i) (Prohibited Activities by License Type) and Rule 4.20(b)(ii) (Prohibited Activities by License Type) – Fined \$1,125

Witnesses: Justin Hunt – Licensee, Walter Farley-Robinson – BLLC Inspector

Disposition: The Board has found that the licensee violated Rule 3.08 and Rule 3.12 on June 14, 2021 and imposed a fine of \$50 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 3.12, Rule 4.16, and Rule 4.14 **11:00 AM**
517 Broadway, LLC, t/a Main Street Bar & Liquors License # LBD7 017
3727 Eastern Avenue, Baltimore MD 21224 1st Councilmanic District (Cohen)

Attorney for Applicant: Melvin Kodenski

Alleged violation of Rule 3.12 (General Welfare) when at approximately 11:30 PM on April 4, 2021 members of the BLLC arrived at the establishment to conduct an inspection to ensure compliance with the Mayor’s Executive Order effective March 26, 2021, which imposed restrictions. As the inspectors approached the establishment, they could hear loud music coming from the rear of the establishment, where the tavern is located. Upon entry, the inspectors discovered a disc jockey playing music and patrons standing and dancing on a dance floor, however the establishment is not authorized for live entertainment.

Additionally, the inspectors observed staff behind the bar not wearing masks, which was still required by the Mayor’s Executive Order. The inspectors also counted approximately 123 patrons exiting the establishment, which was over the maximum capacity, but well exceeded the 50% capacity allowed under the Mayor’s Executive Order. The inspectors contacted the licensee to inform them of the violation and to comply with the Mayor’s Executive Orders, which were corrected.

Alleged violation of Rule 4.16 (Illegal Conduct) when at approximately 11:30 PM on April 4, 2021 members of the BLLC arrived at the establishment to conduct an inspection to ensure compliance with the Mayor’s Executive Order effective March 26, 2021, which imposed restrictions. As the inspectors approached the establishment, they could hear loud music coming from the rear of the establishment, where the tavern is located. Upon entry, the inspectors discovered a disc jockey playing music and patrons standing and dancing on a dance floor, however the establishment is not authorized for live entertainment.

Additionally, the inspectors observed staff behind the bar not wearing masks, which was still required by the Mayor’s Executive Order. The inspectors also counted approximately 123 patrons exiting the establishment, which was over the maximum capacity, but well exceeded the 50% capacity allowed under the Mayor’s Executive Order. The inspectors contacted the licensee to inform them of the violation and to comply with the Mayor’s Executive Orders, which were corrected.

Alleged violation of Rule 4.14 (Live Entertainment without Authorization) when at approximately 11:30 PM on April 4, 2021 members of the BLLC arrived at the establishment to conduct an inspection to ensure compliance with the Mayor’s Executive Order effective March 26, 2021, which imposed restrictions. As the inspectors approached the establishment, they could hear loud music coming from the rear of the establishment, where the tavern is located. Upon entry, the inspectors discovered a disc jockey playing music and patrons standing and dancing on a dance floor, however the establishment is not authorized for live entertainment. Additionally, the inspectors observed staff behind the bar not wearing masks, which was still required by the Mayor’s Executive Order. The inspectors also counted approximately 123 patrons exiting the establishment, which was

over the maximum capacity, but well exceeded the 50% capacity allowed under the Mayor's Executive Order. The inspectors contacted the licensee to inform them of the violation and to comply with the Mayor's Executive Orders, which were corrected.

Corporate Standing: 517 Broadway, LLC is an active Maryland corporation not in good standing as of June 24, 2021.

Location Violation History: October 20, 2020 – Violation of Rule 4.16 (Illegal Conduct), Ruel 3.12 (General Welfare), Rule 3.01 (Ownership and Operation) – Fined \$1,125

Witnesses: Ganga Prasad Adhikari – Licensee, Rosalba Jordan – BLLC Inspector

Disposition: The Board has found that the licensee violated Rule 3.12, Rule 4.16, and Rule 4.14 on April 4, 2021 and imposed a fine of \$100 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 3.12, Rule 4.16, and Rule 4.14 **11:00 AM**

New Terra Café, LLC, t/a New Terra Café
101 E. 25th Street, Baltimore MD 21218

License # LB 083 (2019)
12th Councilmanic District (Stokes)

Attorney for Applicant: Robert Fulton Dashiell

Alleged violation of Rule 3.12 (General Welfare) when at approximately 10:44 p.m. on May 3, 2021 members of the BLLC received a 311 complaint for the establishment regarding live music after 10 p.m. on a weeknight for two consecutive weeks. At approximately 11:15 p.m., the inspectors arrived at the establishment to conduct an investigation. Upon arrival, the inspectors could hear music at an extremely loud volume while standing outside of the establishment. The inspectors also observed patrons exiting the establishment through an alleyway on the St. Paul side of the establishment. Upon further investigation, the inspectors discovered the back-patio area belonging to the establishment was open and had live jazz music playing. The inspectors contacted the licensee about the volume of the music and the licensee stated that it was the band's last song, which is usually louder and longer for jazz bands, and the set was about to conclude. The inspectors requested the license, and the licensee stated that they did not know where the license was upstairs, so the licensee was instructed to contact the BLLC the next day and a violation was being issued for the loud music. Upon review of the license, it was determined that the licensee has live entertainment, but only on the second floor, not the outside patio where the jazz band was performing.

Alleged violation of Rule 4.16 (Illegal Conduct) when at approximately 10:44 p.m. on May 3, 2021 members of the BLLC received a 311 complaint for the establishment regarding live music after 10 p.m. on a weeknight for two consecutive weeks. At approximately 11:15 p.m., the inspectors arrived at the establishment to conduct an investigation. Upon arrival, the inspectors could hear music at an extremely loud volume while standing outside of the establishment. The inspectors also observed patrons exiting the establishment through an alleyway on the St. Paul side of the establishment. Upon further investigation, the inspectors discovered the back-patio area belonging to the establishment was open and had

live jazz music playing. The inspectors contacted the licensee about the volume of the music and the licensee stated that it was the band's last song, which is usually louder and longer for jazz bands, and the set was about to conclude. The inspectors requested the license, and the licensee stated that they did not know where the license was upstairs, so the licensee was instructed to contact the BLLC the next day and a violation was being issued for the loud music. Upon review of the license, it was determined that the licensee has live entertainment, but only on the second floor, not the outside patio where the jazz band was performing.

Alleged violation of Rule 4.14 (Live Entertainment without Authorization) when at approximately 10:44 p.m. on May 3, 2021 members of the BLLC received a 311 complaint for the establishment regarding live music after 10 p.m. on a weeknight for two consecutive weeks. At approximately 11:15 p.m., the inspectors arrived at the establishment to conduct an investigation. Upon arrival, the inspectors could hear music at an extremely loud volume while standing outside of the establishment. The inspectors also observed patrons exiting the establishment through an alleyway on the St. Paul side of the establishment. Upon further investigation, the inspectors discovered the back-patio area belonging to the establishment was open and had live jazz music playing. The inspectors contacted the licensee about the volume of the music and the licensee stated that it was the band's last song, which is usually louder and longer for jazz bands, and the set was about to conclude. The inspectors requested the license, and the licensee stated that they did not know where the license was upstairs, so the licensee was instructed to contact the BLLC the next day and a violation was being issued for the loud music. Upon review of the license, it was determined that the licensee has live entertainment, but only on the second floor, not the outside patio where the jazz band was performing.

Corporate Standing: New Terra Café, LLC is an active Maryland corporation in good standing as of June 24, 2021.

Location Violation History: None.

Witnesses: Terrance Dickson – Licensee

Disposition: Licensee Terrance Dickson requested a postponement on the record. The Board has granted the request for postponement. This matter will be scheduled for a future hearing date.

Violations Docket – Violation of Rule 3.12 and Rule 4.16

11:00 AM

Plug Ugly's Hospitality Group, LLC, t/a Cowboy Row Saloon & Chophouse
2908 O'Donnell Street, Baltimore MD 21224

License #LB 214

1st Councilmanic District (Cohen)

Attorney for Applicant: N/A

Alleged violation of Rule 3.12 (General Welfare) when at approximately 7:30 p.m. on March 13, 2021 members of the BLLC along with members of the Baltimore City Fire Marshall's Office and the Baltimore City Police Department arrived at the establishment to conduct an inspection to ensure compliance with the Mayor's Executive Order effective

March 12, 2021, which imposed restrictions. The inspectors approached the front entrance and asked the doorman, who could not provide a count for the patrons inside. Upon entering the establishment, the inspector observed overcrowding with some patrons standing shoulder-to-shoulder and not social distancing. Due to the large number of patrons, the inspectors were unable to get an exact headcount, but observed more than 18 patrons on the first floor and more than 14 patrons on the second floor, which was 25% of the maximum occupancy for the floors, which was the maximum capacity allowed by the Mayor's Executive Order. As the establishment was over capacity, the inspectors informed the manager of the violation and agreed to reduce the current capacity.

Alleged violation of Rule 4.16 (Illegal Conduct) when at approximately 7:30 p.m. on March 13, 2021 members of the BLLC along with members of the Baltimore City Fire Marshall's Office and the Baltimore City Police Department arrived at the establishment to conduct an inspection to ensure compliance with the Mayor's Executive Order effective March 12, 2021, which imposed restrictions. The inspectors approached the front entrance and asked the doorman, who could not provide a count for the patrons inside. Upon entering the establishment, the inspector observed overcrowding with some patrons standing shoulder-to-shoulder and not social distancing. Due to the large number of patrons, the inspectors were unable to get an exact headcount, but observed more than 18 patrons on the first floor and more than 14 patrons on the second floor, which was 25% of the maximum occupancy for the floors, which was the maximum capacity allowed by the Mayor's Executive Order. As the establishment was over capacity, the inspectors informed the manager of the violation and agreed to reduce the current capacity.

Corporate Standing: Plug Ugly's Hospitality Group, LLC is an active Maryland corporation in good standing as of June 24, 2021.

Location Violation History: None since 2018.

Witnesses: Mark Bogosh – Manager, Rosalba Jordan – BLLC Inspector

Disposition: The Board has found that the licensee violated Rule 3.12 and Rule 4.16 on March 13, 2021 and imposed a fine of \$50 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 3.12 and Rule 4.16

11:00 AM

Egria, LLC, t/a Speakeasy Saloon
2840 O'Donnell Street, Baltimore MD 21224

License # LB 327 (2019)
1st Councilmanic District (Cohen)

Attorney for Applicant:

Alleged violation of Rule 3.12 (General Welfare) when at approximately 8:00 p.m. on March 13, 2021 members of the BLLC along with members of the Baltimore City Fire Marshall's Office and the Baltimore City Police Department arrived at the establishment to conduct an inspection to ensure compliance with the Mayor's Executive Order effective March 12, 2021, which imposed restrictions. The inspectors approached the front entrance and observed there was no doorman checking identification or taking a headcount of

patrons entering or exiting. Upon entering the establishment, the inspector observed overcrowding with some patrons standing, not seated, and not social distancing. The inspectors counted approximately 46 patrons on the first floor and 53 patrons on the second floor. The inspector noted that 25% of the maximum occupancy for the floors were 20 for the first floor and 15 for the second floor, which was the maximum capacity allowed by the Mayor's Executive Order. As the establishment was over capacity, the inspectors informed the licensee of the violation and agreed to reduce the current capacity.

Alleged violation of Rule 4.16 (Illegal Conduct) when at approximately 8:00 p.m. on March 13, 2021 members of the BLLC along with members of the Baltimore City Fire Marshall's Office and the Baltimore City Police Department arrived at the establishment to conduct an inspection to ensure compliance with the Mayor's Executive Order effective March 12, 2021, which imposed restrictions. The inspectors approached the front entrance and observed there was no doorman checking identification or taking a headcount of patrons entering or exiting. Upon entering the establishment, the inspector observed overcrowding with some patrons standing, not seated, and not social distancing. The inspectors counted approximately 46 patrons on the first floor and 53 patrons on the second floor. The inspector noted that 25% of the maximum occupancy for the floors were 20 for the first floor and 15 for the second floor, which was the maximum capacity allowed by the Mayor's Executive Order. As the establishment was over capacity, the inspectors informed the licensee of the violation and agreed to reduce the current capacity.

Corporate Standing: Eriga, LLC is an active Maryland corporation not in good standing as of June 24, 2021.

Location Violation History: None since 2013.

Witnesses: Vasillos Vasilakopoulos – Manager, Rosalba Jordan – BLLC Inspector, Steven Han – BLLC Agent Inspector

Disposition: The Board has found that the licensee violated Rule 3.12 and Rule 4.16 on March 13, 2021 and imposed a fine of \$50 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 4.16 and Rule 3.12

11:00 AM

Baltimore Eagle, LLC, t/a Baltimore Eagle
2022 N. Charles Street, Baltimore MD 21218

License # LBD7 255
12th Councilmanic District (Stokes)

Attorney for Applicant: Peter Prevas

Alleged violation of Rule 4.16 (Illegal Conduct) when at approximately 9:20 p.m. on November 20, 2020 members of the BLLC responded to the establishment with the Social Club Task Force, which consists of the Baltimore City Police Department, Baltimore City Fire Department, Baltimore City Housing Department, and Baltimore City Health Department. Upon arrival, inspectors observed about 10 patrons in the outdoor area of the establishment seating and consuming solely alcoholic beverages, which was in violation of Mayor Young's Executive Order issued on November 12, 2020, requiring all patrons to be

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seated and eating food if they were provided alcoholic beverage service. The licensed establishment did not have a fully functioning kitchen that was preparing and making food at the time of inspection.

Alleged violation of Rule 3.12 (General Welfare) when at approximately 9:20 p.m. on November 20, 2020 members of the BLLC responded to the establishment with the Social Club Task Force, which consists of the Baltimore City Police Department, Baltimore City Fire Department, Baltimore City Housing Department, and Baltimore City Health Department. Upon arrival, inspectors observed about 10 patrons in the outdoor area of the establishment seating and consuming solely alcoholic beverages, which was in violation of Mayor Young's Executive Order issued on November 12, 2020, requiring all patrons to be seated and eating food if they were provided alcoholic beverage service. The licensed establishment did not have a fully functioning kitchen that was preparing and making food at the time of inspection.

Corporate Standing: Baltimore Eagle, LLC is an active Maryland corporation in good standing as of June 24, 2021.

Location Violation History: None.

Witnesses: N/A

Disposition: This matter has been postponed for a future hearing date.