

**BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY
DOCKET – THURSDAY, NOVEMBER 19, 2009
ROOM 215 - CITY HALL - 100 NORTH HOLLIDAY STREET**

Please note: If you are interested in a particular case, please call 396-4377 the day before these hearings to verify that a particular case is still scheduled.

1:00 p.m. cases

Michael Seitz & Jeffrey Minderlein, MJM & Co., Inc. T/a Juniors, 1117 S. Charles Street – Class “B” Beer, Wine & Liquor- **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” from May 1, 2009 to date (Re: No 2009 Trader’s or Restaurant License) and on July 15, 2009 (Re: Withholding tax returns and payments and sales tax returns and payments owed to the State Comptroller); **Violation of Board Rule 3.01** “Every licensee shall be the actual owner and operator of the business conducted on the licensed premises. The identity of any person, not a licensee, having any financial interest in said business shall be disclosed to the Board in writing” on July 15, 2009 (Re: Interest of Brian McComas and Federal Hill Hospitality Group in Taverna Corvino; no transfer application has been filed and there has been no response to letter of July 8, 2009)

DECISION:

Jennifer McComas & Thomas Strawser, Charybdis, LLC T/a Ryleigh’s Oyster Bar, 32-36 E. Cross Street– Class “B” Beer, Wine & Liquor- **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” from May 1, 2009 to date (Re: No 2009 Trader’s or Restaurant License), on July 15, 2009 (Re: Sales tax returns for April and May 2009 not filed and back sales taxes owed to State Comptroller’s Office) and on November 2, 2009 to date (Re: Charter of limited liability company is not in good standing)

DECISION:

Young H. Yang & Ruby C. Rickerds, Ronnies Corporation T/a Ronnie Sub Shop, 1 W. Barney Street – Class “A” Beer & Wine License - **Violation of Rule 4.10(a)** “No licensee shall purchase alcoholic beverages except from a duly licensed manufacturer or wholesaler; nor shall any licensee sell to any other licensee any alcoholic beverages; and no licensee shall, at any time, keep or permit to be kept upon the licensed premises, any alcoholic beverages unless purchased in accordance with the Rule” on October 20, 2009 (Re: Ninety five (95) bottles of beer seized as having been purchased from other than a licensed wholesaler); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on November 5, 2009 (Re: Corporate charter not in good standing)

DECISION:

Darren Petty, PAV, Inc. T/a Canton Station, 1028 S. Conkling Street – Class BD7 Beer, Wine & Liquor License - **Violation of Rule 4.10(a)** “No licensee shall purchase alcoholic beverages except from a duly licensed manufacturer or wholesaler; nor shall any licensee sell to any other licensee any alcoholic beverages; and no licensee shall, at any time, keep or permit to be kept upon the licensed premises, any alcoholic beverages unless purchased in accordance with the Rule” on June 3, 2009 (Re: Alcoholic beverages purchased from other than a licensed wholesaler; four bottles of whiskey confiscated); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on November 2, 2009 (Re: Corporate charter not in good standing); **Violation of Board Rule 3.02** “Licensees shall cooperate with representatives of the Board, members of the Police Department, Health Department, Building Engineer’s office, Grand Jury and representatives of other governmental agencies whenever any such persons are on official business” from October 9, 2009 to date (Re: Licensee agreed to a payment place for an outstanding sale to minor case and payments have not been made as agreed) **Note:** At the time the Agent from the Comptroller’s Office visited the location, the licensee did not have a current Trader’s License. Since that time, the licensee has provided a copy of a 2009 Trader’s License.

DECISION:

Vernell Revell, Melvin A. Eggleston & James A. Revell, Jr., Vernell's Ice Paradise, Inc. T/a Vernell's Ice Paradise, 1135 N. Monroe Street - Class BD7 Beer, Wine & Liquor License – **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on July 14, 2009 (Re: Possession of illegal gaming machines)

DECISION:

Keith Covington & Helen Covington, Covington Association, Inc. T/a New Haven Lounge, 1552 Havenwood Road – Class BD7 Beer, Wine & Liquor License - **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on October 15, 2009 (Re: Possession of illegal gaming machines) and on October 15, 2009 (Re: Outstanding sales tax and admission and amusement taxes owed to State)

DECISION:

Carol A Delawder, Steven M. Delawder & John Fouts, Glass Slipper, Ltd T/a Mouse Trap II, 406 E. Baltimore Street – Class BD7 Beer, Wine & Liquor License – **Violation of Adult Entertainment Rule 5(b)(2)** “No dancer may touch a patron’s (i) breast or chest; (ii) genitals or genital area’ or (iii) anus, anal area or buttocks” on July 12, 2009 (Re: Dancer had her hand in unzipped pants of male patron); **Violation of Adult Entertainment Rule 6** “An adult-entertainment business may not permit any of the following on the premises, whether by dancers, patrons, or otherwise ...(2)caressing, fondling, or touching the breast or chest, genitals or genital area, or anus, anal area, or buttocks of any other person, whether clothed or unclothed on July 12, 2009 (Re: Dancer had her hand inside unzipped pants of male patron); **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on July 12, 2009 (Re: Two eighteen year old male patrons consuming alcohol inside licensed premises) and on July 12, 2009 (Re: Twenty year old male patron purchased and consumed alcohol at licensed premises); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on July 12, 2009 (Re: Violation of Adult Entertainment Rules as adopted under the provisions of Baltimore City Code, Article 15 §1-3(a) and enforced under authority of Article 2B §12-203.1)

DECISION:

James Smith, GLD, Inc. T/a Club Miami, 414-16 E. Baltimore Street – Class BD7 Beer, Wine & Liquor License – **Violation of Adult Entertainment Rule 3(a)** A dancer may not perform or otherwise appear nude unless the dancer; (1) is on a stage that is raised at least 18 inches above floor level; and 2) except as provided in subsection (b) of this rules, is at least 3 feet from the nearest patron on July 11, 2009 (Re: Dancer performing a lap dance with her breasts exposed and rubbing her breasts against face of patron); **Violation of Adult Entertainment Rule 4.** “No dancer may enter any separate room, enclosure, or screened area with any patron, unless the area is in public view at all times” on July 11, 2009 (Re: Dancer in private booth with patron with security personnel standing in walkway access to booth); **Violation of Adult Entertainment Rule 6** “An adult-entertainment business may not permit any of the following on the premises, whether by dancers, patrons, or otherwise ...(2)caressing, fondling, or touching the breast or chest, genitals or genital area, or anus, anal area, or buttocks of any other person, whether clothed or unclothed on July 11, 2009 (Re: Patron’s face rubbing against dancer’s exposed breasts); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on July 11, 2009 (Re: Violation of Adult Entertainment Rules as adopted under the provisions of Baltimore City Code, Article 15 §1-3(a) and enforced under authority of Article 2B §12-203.1)

DECISION:

3:00 p.m.

Veronica Jackson, Jackson Lounge, Inc. T/a Roots Unlimited, 2148-51 Vine Street – Class BD7 Beer, Wine & Liquor License - **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or

morals” from April 30, 2009 to date (Re: Licensee does not have a 2009 Trader’s License) and October 30, 2009 (Re: Corporate charter is not in good standing)

DECISION:

Modupeola T. Obayanju (Surviving Spouse), Tiku’s, Inc. T/a Smith’s Place, 2006 Harford Road – Class BD7 Beer, Wine & Liquor License - **Violation of Article 2B §10-301(j)(1)** “In Baltimore City, unless a licensee presents to the Board of Liquor License Commissioners by June 30 of the respective year, a certificate issued by the Director of Finance, showing that there are no unpaid taxes on the merchandise, fixtures and stock of the applicant due to the City of Baltimore or the State of Maryland, the renewal license shall be immediately suspended without a hearing but thereafter shall be immediately returned without a hearing upon presentation of such a certificate” from June 30, 2009 to date (Re: Proof of payment of 2008-2009 Tangible Personal Property Taxes has not been submitted); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” from August 14, 2009 to date (Re: Licensee does not have a 2009 Trader’s License) and October 28, 2009 (Re: Corporate charter is not in good standing)

DECISION:

Ashok G. Patel & Dilipkumar P. Patel, Kaylan Plus, Inc. T/a Bernie’s Liquors, 2527 Washington Boulevard – Class “A” Beer, Wine & Liquor License - **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on September 15, 2009 (Re: Alcoholic beverage sold to 19 year old Maryland State Police Cadet); **Violation of Rule 3.03(c)** “Licensees shall keep on their premises records containing the legal names, aliases, addresses, ages, and Social Security numbers of all persons employed by them. Such records shall be open for inspection at all times by duly authorized representatives of the Board, the Police Department of Baltimore City, and other governmental agencies” on September 15, 2009 (Re: No employee records available)

DECISION:

J. Dereck Heald, 132 S. Carey Street Corporation T/a Opposite Sidewalk Saloon, 132 S. Carey Street– Class BD7 Beer, Wine & Liquor License – **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on September 15, 2009 (Re: Alcoholic beverage sold to 19 year old Maryland State Police Cadet); **Violation of Rule 3.03(c)** “Licensees shall keep on their premises records containing the legal names, aliases, addresses, ages, and Social Security numbers of all persons employed by them. Such records shall be open for inspection at all times by duly authorized representatives of the Board, the Police Department of Baltimore City, and other governmental agencies” on September 15, 2009 (Re: No employee records available)

DECISION:

Chang Ik Choe & Mi Jung Choe, Ci Choe, Inc. T/a Nite Owl, 3600 Woodland Avenue- Class BD7 Beer, Wine & Liquor License – Hearing concerning status of license and request for hardship extension

DECISION: