

BALTIMORE CITY BOARD OF LIQUOR LICENSE COMMISSIONERS

HEARING DISPOSITIONS

**THURSDAY, NOVEMBER 1, 2018
100 N. HOLLIDAY STREET, ROOM 215
BALTIMORE, MD 21202**

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

Protest of Renewal – Remanded back to BLLC 11:00 AM

Fireball Entertainment, Inc., t/a The Big Easy Cabaret License # LD 022 (2014)
2000 Eastern Avenue, Baltimore MD 21231 1st Councilmanic District (Cohen)

Attorney for Applicant: Peter Prevas

Remanded to the Circuit Court of Baltimore City as per an order by the Court of Special Appeals, dated September 27, 2017 with instructions to vacate the order of the Board of Liquor License Commissioners for Baltimore City and to remand to the Board of Liquor License Commissioners for Baltimore City to make specific findings of facts and a decision regarding the protest of renewal of the establishment’s Class “D” Beer, Wine & Liquor License.

Corporate Standing: Fireball Entertainment, Inc. is an active Maryland corporation not in good standing as of October 18, 2018.

Licensee Violation History: April 30, 2015 – Protest of Renewal – Voted not to renew (Appeal filed; Circuit court affirmed Board’s decision regarding the Class “AE” Adult Entertainment License)
November 20, 2014 – Violation of Rule 3.12 (Public Welfare) and Rule 3.02 (Cooperation) – Fined \$2,125 and suspended 2 months (Appeal filed; fine reduced to \$625)

Witnesses: N/A

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

Violations Docket – Remanded back to BLLC 11:00 AM

The Sobo Taco Spot, LLC, t/a Banditos License # LBD7 086
1118 S. Charles Street, Unit 101, Baltimore MD 21230 11th Councilmanic District (Costello)

Attorney for Applicant: Peter Prevas

Reversed and remanded to the Board of Liquor License Commissioners of Baltimore City for further findings of fact and conclusions of law and for further articulation of the evidence it relied upon to support its finding that petitioners “failed to control the incident” and thus violated Liquor Board Rules 3.14 (General Welfare), and 4.16 (Illegal Conduct).

November 1, 2018

Corporate Standing: The Sobo Taco Spot, LLC is an active Maryland corporation in good standing as of October 18, 2018.

Location Violation History: August 7, 2014 – Violation of Rule 4.05(1) – Fined \$625

Witnesses: N/A

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

Regular Item – Application for New Class “B” License **11:00 AM**

Olivia, Inc., t/a Los Amigos Restaurant License # N/A (new)
5506 Harford Road, Baltimore MD 21214 3rd Councilmanic District (Dorsey)

Attorney for Applicant: Melvin Kodenski

Application for a new Class “B” Beer, Wine & Liquor restaurant license requesting live entertainment and outdoor table service to Rosa Feria and Silvia Garcia.

Public Notice of Transfer: Establishment was posted on August 24, 2018 and checked on September 4, 2018 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: Olivia, Inc. is an active Maryland corporation in good standing as of October 18, 2018.

Location Violation History: N/A; new license.

Witnesses: N/A

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

Regular Item – Application to Transfer Ownership **11:00 AM**

Higgy’s, LLC, t/a Higgy’s License # LBD7 374
1184 Cleveland Street, Baltimore MD 21230 10th Councilmanic District (Reisinger)

Attorney for Applicant: Peter Prevas

Application to transfer ownership of a Class “BD7” Beer, Wine & Liquor License to Donald Higdon, Anthony Scardina, Jr., and Anthony Scardina, III.

Public Notice of Transfer: Establishment was posted on June 26, 2017 and checked on July 6, 2017 thus meeting the 10-day posting rule. One letter of support and one letter of opposition was received.

Corporate Standing: Higgy’s, LLC is an active Maryland corporation not in good standing as of October 18, 2018.

Violations History: None since 2006.

Witnesses: N/A

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

Regular Item – Application to Transfer Location **11:00 AM**

Carolina Tex-Mex Restaurant, LLC, t/a Carolina Tex-Mex Restaurant License # LB 277
500 S. Wolfe Street, Baltimore MD 21231 1st Councilmanic District (Cohen)

Attorney for Applicant: Peter Prevas

Application to transfer location of a Class “B” Beer, Wine & Liquor License presently located at 505 S. Broadway to 500 S. Wolfe Street to Yenys Silva and Thomas Hamrick.

Public Notice of Transfer: Establishment was posted on August 24, 2018 and checked on September 4, 2018 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: Carolina Tex-Mex Restaurant, LLC is an active Maryland corporation in good standing as of October 18, 2018.

Location Violation History: N/A; new location

Witnesses: Harry Prevas – Attorney, Yenys Silva – Licensee, Thomas Hamrick – Licensee, Deborah Tempera – Resident (in opposition), Andrew Dowell – Lilly & Zeiler Funeral Home Vice President (in opposition), Joshua Parker – Resident (in opposition)

Disposition: Attorney Harry Prevas requested a postponement on the record. The Board has granted the request for postponement. This matter will be scheduled for a future hearing date.

Regular Item – Request for a 180 Day Hardship Extension 11:00 AM

Brother’s Place, Inc., t/a Martini’s Bar License # LBD7 214
1846-50 W. Pratt Street, Baltimore MD 21223 9th Councilmanic District (Bullock)

Attorney for Applicant: N/A

Request for a 180 day hardship extension by Rachael Hoyle and Ruth Miller.

Public Notice of Transfer: N/A

Corporate Standing: Brother’s Place, Inc. is an active Maryland corporation in good standing as of October 18, 2018.

Location Violation History: None since 2012.

Witnesses: Marvin Miller – Business Co-Owner/Husband of Licensee, Dave Garza – Baltimore Development Corporation (in support)

Disposition: The Board has approved the request of a 180 day hardship extension to the licensee(s) by a 3-0 vote.

Violations Docket – Violation of Alc. Bev. Art. §6-313(a)(2) 1:00 PM

Arik, Inc., t/a Whispers License # LBD7 353
1807-11 Baker Street, Baltimore MD 21217 7th Councilmanic District (Pinkett)

Attorney for Applicant: Melvin Kodenski

Alleged violation Alcoholic Beverage Article §6-313(a)(2) (Tampering with alcoholic beverage container) when at approximately 12:13 p.m. on June 28, 2018 members of the Maryland State Comptroller’s Office conducted a routine inspection of the establishment. While conducting the inspection, the inspector observed that numerous bottles of alcoholic beverages that were displayed on the tavern side of the establishment were discolored and further investigation revealed that these bottles were filled with alcohol from similar bottles. The licensee admitted to the violation claiming that they were attempting to salvage the remains of the contents of similar damaged bottles.

Corporate Standing: Arik, Inc. is an active Maryland corporation in good standing as of September 19, 2018.

Location Violation History: April 19, 2018 – Protest of Renewal (3-0 vote to renew)
March 1, 2018 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$1,125
February 15, 2018 – Violation of Rule 4.20(c)(ii) (Class BD7 Licensees Open and Operating Tavern at all Times) – Fined \$1,125
June 29, 2017 – Violation of Rule 4.20(c)(ii) (Class BD7 Licensees Open and Operating Tavern at all Times) – Fined \$475
April 20, 2017 – Protest of Renewal (3-0 vote to renew)

Witnesses: Melvin Kodenski – Attorney, Ashley Kim – Licensee, Taek Kim – Husband of Licensee, Inspector Alan Southworth – State of Maryland Comptroller’s Office, Doc Cheatham – Community Representative (in opposition)

Disposition: The Board has found that the licensee violated Alcoholic Beverage Article §6-313(a)(2) on June 28, 2018 and imposed a fine of \$1,000 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 4.01(a)

1:00 PM

Jams Investment, Inc., t/a Stockmarket Bar
3538 S. Hanover Street, Baltimore MD 21225

License # LBD7 064
10th Councilmanic District (Reisinger)

Attorney for Applicant: Shawn Harby

Alleged violation of Rule 4.01(a) (Sales to Minor) when at approximately 9:20 p.m. on July 18, 2018 members of the Baltimore City Police Department & BLLC Inspectors conducted a random, joint investigation of selling alcohol to minors. An undercover, underage Baltimore City Police Cadet entered the establishment and was served the alcoholic beverages they ordered.

Corporate Standing: Jams Investment, Inc. is an active Maryland corporation in good standing as of September 23, 2018.

Location Violation History: None since 2013.

Witnesses: Shawn Harby – Attorney, Monir Chowdhury – Licensee, Detective Greenhill – Baltimore City Police Officer, Cadet Dickerson – Baltimore City Police Cadet, John Chrissomallis – BLLC Agent Inspector

Disposition: The Board has found that the licensee violated Rule 4.01(a) on July 18, 2018 and imposed a fine of \$1,000 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 4.01(a)

1:00 PM

O’Donnell/Curley, LLC, t/a El Bufalo
2921 O’Donnell Street, Baltimore MD 21224

License # LBD7 291
1st Councilmanic District (Cohen)

Attorney for Applicant: N/A

Alleged violation of Rule 4.01(a) (Sales to Minor) when at approximately 9:45 p.m. on August 7, 2018 members of the Baltimore City Police Department & BLLC Inspectors

conducted a random, joint investigation of selling alcohol to minors. An undercover, underage Baltimore City Police Cadet entered the establishment and was served the alcoholic beverages they ordered.

Corporate Standing: O'Donnell/Curley, LLC is an active Maryland corporation in good standing as of September 20, 2018.

Location Violation History: None since 2010.

Witnesses: N/A

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

Violations Docket – Violation of Rule 4.01(a)

1:00 PM

542 N. Luzerne, Inc., t/a Club Luzerne

License # LBD7 388

542 N. Luzerne Avenue, Baltimore MD 21205

13th Councilmanic District (Sneed)

Attorney for Applicant: Melvin Kodenski

Alleged violation of Rule 4.01(a) (Sales to Minor) when at approximately 9:25 p.m. on September 6, 2018 members of the Baltimore City Police Department & BLLC Inspectors conducted a random, joint investigation of selling alcohol to minors. An undercover, underage Baltimore City Police Cadet entered the establishment and was served the alcoholic beverages they ordered.

Corporate Standing: 542 N. Luzerne, Inc. is an active Maryland corporation in good standing as of October 17, 2018.

Location Violation History: October 19, 2017 – Violation of Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times) – Fined \$375

Witnesses: Melvin Kodenski – Attorney, Mehari Mengistab – Licensee, Detective Greenhill – Baltimore City Police Officer, Cadet Allen – Baltimore City Police Cadet – Baltimore City Police Cadet, John Chrissomallis – BLLC Agent Inspector

Disposition: The Board has found that the licensee violated Rule 4.01(a) on September 6, 2018 and imposed a fine of \$750 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 4.01(a)

1:00 PM

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

Alleged violation of Rule 4.01(a) (Sales to Minor) when at approximately 11:10 p.m. on September 6, 2018 members of the Baltimore City Police Department & BLLC Inspectors conducted a random, joint investigation of selling alcohol to minors. An undercover, underage Baltimore City Police Cadet entered the establishment and was served the alcoholic beverages they ordered.

Corporate Standing: 2300 W Baltimore St, LLC is an active Maryland corporation not in good standing as of October 17, 2018.

Location Violation History: 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 (Sales to Minors) – Fined \$1,625

July 20, 2017 – Violation of Rule 4.20(c)(ii) (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 and Safety) – Fined \$375

Witnesses: Melvin Kodenski – Attorney, Joginder Singh – Licensee, RajKunwar Singh – Applicant for transfer, Detective Leburn – Baltimore City Police Officer, Cadet Allen – Baltimore City Police Cadet, John Chrissomallis – BLLC Agent Inspector

Disposition: The Board has found that the licensee violated Rule 4.01(a) on September 6, 2018 and imposed a fine of \$1,000 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 4.01(a)

1:00 PM

Jano Ethiopian Restaurant & Lounge, LLC, t/a Jano Ethiopia
34 S. Eutaw Street, Baltimore MD 21201

License # LB 128

11th Councilmanic District (Costello)

Attorney for Applicant: Roland Harris

Alleged violation of Rule 4.01(a) (Sales to Minor) when at approximately 10:40 p.m. on September 6, 2018 members of the Baltimore City Police Department & BLLC Inspectors conducted a random, joint investigation of selling alcohol to minors. An undercover, underage Baltimore City Police Cadet entered the establishment and was served the alcoholic beverages they ordered.

Corporate Standing: Jano Ethiopian Restaurant & Lounge, LLC is an active Maryland corporation not in good standing as of October 17, 2018.

Location Violation History: January 5, 2017 – Violation of Rule 4.05(a) (Prohibited Hours), Rule 4.05(b) (Prohibited Hours), Rule 3.02 (Cooperation), Rule 2.13 (Inspections), and Rule 3.12 (General Welfare) – Fined \$2,125 and suspended 3 days

June 30, 2016 – Violation of Rule 4.05(a) (Prohibited Hours) – Fined \$225

Witnesses: Roland Harris – Attorney, Fikremariam Worku – Licensee, Detective Lebrun – Baltimore City Police Officer, Cadet Allen – Baltimore City Police Cadet, John Chrissomallis – BLLC Agent Inspector

Disposition: The Board has found that the licensee violated Rule 4.01(a) on September 6, 2018 and imposed a fine of \$1,000 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 4.05(a) and Rule 4.05(b)

1:00 PM

Mystic T & M, Inc., t/a Mystic Tavern
2949 Frederick Avenue, Baltimore MD 21223

License # LBD7 224

10th Councilmanic District (Reisinger)

Attorney for Applicant: N/A

Alleged violation of Rule 4.05(a) (Prohibited Hours) when at approximately 2:10 a.m. on October 5, 2018 members of the Baltimore City Police Department and BLLC conducted a joint investigation due to an anonymous complaint that the establishment operates after hours. Upon their arrival, investigated observed multiple patrons entering and exiting the establishment. When the officers entered the establishment, they observed loud music playing, patrons seated at the bar drinking, and other patrons being served alcoholic beverages. The bartender was informed that the establishment could not operate after 2:00 a.m., and the establishment was closed by inspectors and asked all patrons to exit.

Alleged violation of Rule 4.05(b) (Prohibited Hours) when at approximately 2:10 a.m. on October 5, 2018 members of the Baltimore City Police Department and BLLC conducted a joint investigation due to an anonymous complaint that the establishment operates after hours. Upon their arrival, investigated observed multiple patrons entering and exiting the establishment. When the officers entered the establishment, they observed loud music playing, patrons seated at the bar drinking, and other patrons being served alcoholic beverages. The bartender was informed that the establishment could not operate after 2:00 a.m., and the establishment was closed by inspectors and asked all patrons to exit.

Corporate Standing: Mystic T & M, Inc. is an active Maryland corporation not in good standing as of October 17, 2018.

Location Violation History: None since 2008.

Witnesses: Tonya Williams Kosh – Licensee, Marvin Kosh – Licensee’s Husband/Server, Detective Lebrun – Baltimore City Police Officer, John Chrissomallis – BLLC Agent Inspector

Disposition: The Board has found that the licensee violated Rule 4.05(a) and Rule 4.05(b) on October 5, 2018 and imposed a fine of \$600 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 4.20(b)(i) and Rule 4.20(b)(ii)	1:00 PM
Anyado Group, LLC, t/a Oxygen Lounge	License # LB 035
10 S. Calvert Street, Baltimore MD 21202	11 th Councilmanic District (Costello)

Attorney for Applicant: Melvin Kodenski

Alleged violation of Rule 4.20(b)(i) (Prohibited Activities by License Type) when at approximately 9:30 p.m. on October 2, 2018 members of the Baltimore City Police Department and BLLC conducted an investigation of this establishment due to Baltimore City Police Department intelligence that indicated that two artists associated with violence were to be performing at the establishment. Upon arrival, investigators were met by the manager/licensee and was asked if the kitchen was open and operating as a Class “B” BWL license could not solely operate as a club and keep the kitchen closed. Inspection of the kitchen revealed that all but one of the refrigerators and freezers were inoperable or turned off, and the one freezer contained two bags of fries, four bag of mozzarella sticks, and one box of cheesesteaks.

November 1, 2018

Alleged violation of Rule 4.20(b)(ii) (Prohibited Activities by License Type) when at approximately 9:30 p.m. on October 2, 2018 members of the Baltimore City Police Department and BLLC conducted an investigation of this establishment due to Baltimore City Police Department intelligence that indicated that two artists associated with violence were to be performing at the establishment. Upon arrival, investigators were met by the manager/licensee and was asked if the kitchen was open and operating as a Class “B” BWL license could not solely operate as a club and keep the kitchen closed. Inspection of the kitchen revealed that all but one of the refrigerators and freezers were inoperable or turned off, and the one freezer contained two bags of fries, four bag of mozzarella sticks, and one box of cheesesteaks.

Corporate Standing: Anyado Group, LLC is an active Maryland corporation in good standing as of October 17, 2018.

Location Violation History: None since 2015.

Witnesses: Melvin Kodenski – Attorney, Christopher Nwaze – Licensee, Detective Lebrun – Baltimore City Police Officer, John Chrissomallis – BLLC Agent Inspector

Disposition: The Board has found that the licensee violated Rule 4.20(b)(i) and Rule 4.20(b)(i) on October 2, 2018 and imposed a fine of \$1,000 and an administrative fee of \$125, both payable within 30 days.