

BALTIMORE CITY BOARD OF LIQUOR LICENSE COMMISSIONERS

HEARING DISPOSITIONS

**THURSDAY, SEPTEMBER 13, 2018
100 N. HOLLIDAY STREET, ROOM 215
BALTIMORE, MD 21202**

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

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

Lighthouse Point Licensee, LLC, t/a Button License # LBD7 399
2701 Boston Street, Baltimore MD 21224 1st Councilmanic District (Cohen)

Attorney for Applicant: Joseph Woolman

Application to transfer ownership of a Class “BD7” Beer, Wine & Liquor License with continuation of outdoor table service, requesting off-premise catering and delivery of alcoholic beverages to Mandy Leeuwen.

Public Notice of Transfer: Establishment was posted on August 8, 2018 and checked on August 17, 2018 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: Lighthouse Point Licensee, LLC is an active Maryland corporation in good standing as of August 29, 2018.

Location Violation History: None.

Witnesses: Joseph Woolman – Attorney, Mandy Leeuwen – Applicant, Virginia Allen – Manager

Disposition: The Board has approved the transfer of the license to the applicant(s) by a 3-0 vote.

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

Doubles Market & Grill, LLC, t/a Doubles Market & Grill License # WD 039
2556 Madison Avenue, Baltimore MD 21217 7th Councilmanic District (Pinkett)

Attorney for Applicant: Justin Williams

Application to transfer ownership of a Class “D” Beer & Wine License requesting outdoor table service to Breonna Cole and Aisha Pew.

Public Notice of Transfer: Establishment was posted on July 16, 2018 and checked on July 25, 2018 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: Doubles Market & Grill, LLC is an active Maryland corporation in good standing as of August 29, 2018.

Location Violation History: None since 1997.

Witnesses: Justin Williams – Attorney, Breonna Cole – Applicant

Disposition: The Board has approved the transfer of the license to the applicant(s) by a 3-0 vote.

Regular Item – Application to Transfer Ownership

11:00 AM

Bryan Restaurant, Inc., t/a Puerto Jarocho Restaurant & Lounge

4701-03 Eastern Avenue, Baltimore MD 21224

License # WD 036

1st Councilmanic District (Cohen)

Attorney for Applicant: Melvin Kodenski

Application to transfer ownership of a Class “D” Beer & Wine License requesting off-premise catering to Hiralda De La Cruz and Victor De La Cruz.

Public Notice of Transfer: Establishment was posted on July 23, 2018 and checked on August 1, 2018 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: Bryan Restaurant, Inc. is an active Maryland corporation in good standing as of August 30, 2018.

Location Violation History: None since 2012.

Witnesses: Melvin Kodenski – Attorney, Hiralda De La Cruz – Applicant, Victor De La Cruz – Applicant, Nickolas Bouloubassis – Contract Purchaser/Former Licensee & Owner

Disposition: The Board has approved the transfer of the license to the applicant(s) by a 3-0 vote.

Regular Item – Application to Transfer Ownership

11:00 AM

Southside Saloon, LLC, t/a Southside Saloon

License #LBD7 041

430 E. Fort Avenue, Baltimore MD 21230

11th Councilmanic District (Costello)

Attorney for Applicant: Melvin Kodenski

Application to transfer ownership of a Class “BD7” Beer, Wine & Liquor License to Barbara McKenzie and Stuart Satosky.

Public Notice of Transfer: Establishment was posted on August 6, 2018 and checked on August 16, 2018 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: Southside Saloon, LLC is an active Maryland corporation in good standing as of August 29, 2018.

Location Violation History: None since 1995.

Witnesses: Melvin Kodenski – Attorney, Barbara McKenzie – Applicant, Stuart Satosky – Applicant

Disposition: The Board has approved the transfer of the license to the applicant(s) by a 3-0 vote.

Regular Item – Application to Transfer Ownership

11:00 AM

Tye Smith, Inc., t/a Truth Lounge 2

License # LBD7 317

4507-09 Belair Road, Baltimore MD 21206

2nd Councilmanic District (Scott)

Attorney for Applicant: Shawn Harby

Application to transfer ownership of a Class “BD7” Beer, Wine & Liquor License with continuation of live entertainment to Tyeasha Smith and Tyra Anderson.

Public Notice of Transfer: Establishment was posted on July 16, 2018 and checked on July 25, 2018 thus meeting the 10-day posting rule. One letter of opposition was received. There were no letters of communication supporting the transfer.

Corporate Standing: Tye Smith, Inc. is an active Maryland corporation in good standing as of August 29, 2018.

Location Violation History: None since 2012.

Witnesses: Shawn Harby – Attorney for applicants, Tyeasha Smith – Applicant, Tyra Anderson – Applicant, Justin Williams – Attorney for Frankford Improvement Association, Barbara Jackson – President of Frankford Improvement Association, Margie Dieter – Community Member

Disposition: The Board has approved the transfer of the license to the applicant(s) by a 3-0 vote.

Regular Item – Application to Transfer Ownership

11:00 AM

Robin & Maya, LLC, t/a Alonso’s
415 W. Coldspring Lane, Baltimore MD 21210

License # LB 218
14h Councilmanic District (Clarke)

Attorney for Applicant: Melvin Kodenski

Application to transfer ownership of a Class “B” Beer, Wine & Liquor License to Binod Uprety and Stephen Summers.

Public Notice of Transfer: Establishment was posted on May 29, 2018 and checked on June 8, 2018 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: Robin & Maya, LLC is an active Maryland corporation in good standing as of June 5, 2018.

Violations History: None.

Witnesses: N/A

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

Regular Item – Request for a 180 Day Hardship Extension

11:00 AM

Bluegrass Enterprises, LLC, t/a Bluegrass
1500 S. Hanover Street, Baltimore MD 21230

License # LBD7 427
11th Councilmanic District (Costello)

Attorney for Applicant: Melvin Kodenski

Request for a 180 day hardship extension by Richard Von Lange and Ross Wilken.

Public Notice of Transfer: N/A

Corporate Standing: Bluegrass Enterprises, LLC is an active Maryland corporation in good standing as of August 29, 2018.

Location Violation History: None.

Witnesses: Melvin Kodenski – Attorney

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

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

Secured Creditor, t/a No Trade Name License # LB 320
1002-04 Light Street, Baltimore MD 21230 11th Councilmanic District (Costello)

Attorney for Applicant: Gary Maslan

Request for a 180 day hardship extension by David Berg.

Public Notice of Transfer: N/A

Corporate Standing: N/A

Location Violation History: None since 2012.

Witnesses: N/A

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

Regular Item – Request for a 90 Day Transfer Hardship Extension **11:00 AM**

347 Limited, t/a Trade Name Pending License # LBD7 381
347 S. Gilmor Street, Baltimore MD 21223 9th Councilmanic District (Bullock)

Attorney for Applicant: N/A

Request for a 90 day transfer hardship extension by Karl Hubig, Christopher Bryan, and Steven White.

Public Notice of Transfer: N/A

Corporate Standing: 347 Limited is an active Maryland corporation in good standing as of August 29, 2018.

Location Violation History: January 19, 2017 – Violation of Rule 4.01(a), Rule 3.09(a), and Rule 3.03(c) – Fined \$2,625

Witnesses: Melvin Kodenski – Attorney, Kimberly Cudanin – Manager

Disposition: The Board has approved the request of a 90 day transfer hardship extension to the licensee(s) by a 3-0 vote.

Violations Docket – Violation of AB Rule 4.01(a), AE Rule 3.05(a), **1:00 PM**
AB Rule 3.12, AB Rule 4.16, AE Rule 3.04, and AE Rule 3.18

Haven Place, Inc., t/a Haven Place License # LBD7 053 & AE 017
400-02 N. Haven Street, Baltimore MD 21224 2nd Councilmanic District (Scott)

Attorney for Applicant: N/A

Alleged violation of AB Rule 4.01(a) (Sales to Minor) when at approximately 11:40 p.m. on May 16, 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.

Alleged violation of AE Rule 3.05(a) (Incorporation of Liquor License Rules and Regulations to Applicable Licensees) when at approximately 11:40 p.m. on May 16, 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.

Alleged violation of AB Rule 3.12 (General Welfare) when at approximately 2:01 a.m. on July 9, 2018 when a Baltimore City Police Officer responded to a call for service regarding a shooting at the establishment. Upon arrival, the officer observed an individual lying in the parking lot of the establishment, who was suffering gunshot wounds. They were taken to Bayview where they were announced deceased. Upon further investigation, the individual was struck in the neck and shot multiple times by another patron at the establishment. After the shooting, the manager on duty removed \$1,050 from the individual's pocket.

Alleged violation of AB Rule 4.16 (Illegal Conduct) when at approximately 2.01 a.m. on July 9, 2018 when a Baltimore City Police Officer responded to a call for service regarding a shooting at the establishment. Upon arrival, the officer observed an individual lying in the parking lot of the establishment, who was suffering gunshot wounds. They were taken to Bayview where they were announced deceased. Upon further investigation, the individual was struck in the neck and shot multiple times by another patron at the establishment. After the shooting, the manager on duty removed \$1,050 from the individual's pocket.

Alleged violation of AE Rule 3.04 (Owner to Prevent Nuisance) when at approximately 2.01 a.m. on July 9, 2018 when a Baltimore City Police Officer responded to a call for service regarding a shooting at the establishment. Upon arrival, the officer observed an individual lying in the parking lot of the establishment, who was suffering gunshot wounds. They were taken to Bayview where they were announced deceased. Upon further investigation, the individual was struck in the neck and shot multiple times by another patron at the establishment. After the shooting, the manager on duty removed \$1,050 from the individual's pocket.

Alleged violation of AE Rule 3.18 (Illegal Conduct and Code Compliance) when at approximately 2:01 a.m. on July 9, 2018 when a Baltimore City Police Officer responded to a call for service regarding a shooting at the establishment. Upon arrival, the officer observed an individual lying in the parking lot of the establishment, who was suffering gunshot wounds. They were taken to Bayview where they were announced deceased. Upon further investigation, the individual was struck in the neck and shot multiple times by another patron at the establishment. After the shooting, the manager on duty removed \$1,050 from the individual's pocket.

Corporate Standing: Haven Place, Inc. is an active Maryland corporation not in good standing as of July 27, 2018.

Location Violation History: None since 2009.

Witnesses: N/A

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

Violations Docket – Violation of Rule 4.16, Rule 3.12, Rule 4.12, Rule 4.16, Rule 4.20(c)(ii), and Rule 4.16 **1:00 PM**

BS&R, LLC, t/a Waverly Tavern

License # LBD7 357

3801 Old York Road, Baltimore MD 21218

4th Councilmanic District (Henry)

Attorney for Applicant: Stephan Fogleman

Alleged violation of Rule 4.16 (Illegal Conduct) when at approximately 12:25 a.m. on April 14, 2018 when a Baltimore City Police Officer responded to the establishment in reference to a large disorderly crowd loitering in front of the location. Upon arrival, the officer observed approximately 30 people outside the establishment, some of these individuals had open containers of alcohol in their possession and consuming said alcoholic beverages which came from the establishment. When the officer went inside, the manager on duty mentioned that the crowd was thrown out of the establishment for being disorderly.

Alleged violation of Rule 3.12 (General Welfare) when at approximately 12:25 a.m. on April 14, 2018 when a Baltimore City Police Officer responded to the establishment in reference to a large disorderly crowd loitering in front of the location. Upon arrival, the officer observed approximately 30 people outside the establishment, some of these individuals had open containers of alcohol in their possession and consuming said alcoholic beverages which came from the establishment. When the officer went inside, the manager on duty mentioned that the crowd was thrown out of the establishment for being disorderly.

Alleged violation of Rule 4.12 (Gambling) when at approximately 11:00 p.m. on April 6, 2018 a Baltimore City Police Officer responded to the establishment in reference to a large crowd in front of the location. Upon arrival, the officer observed a large crowd of people hanging outside in front of the establishment as well as gambling in the form of a dice game, and a crowd of people on the side of the establishment also gambling in the form of a dice game. When the officer went inside, the manager on duty stated they were aware of the activity outside and had cleared the front of the location earlier.

Alleged violation of Rule 4.16 (Illegal Conduct) when at approximately 11:00 p.m. on April 6, 2018 a Baltimore City Police Officer responded to the establishment in reference to a large crowd in front of the location. Upon arrival, the officer observed a large crowd of people hanging outside in front of the establishment as well as gambling in the form of a dice game, and a crowd of people on the side of the establishment also gambling in the form of a dice game. When the officer went inside, the manager on duty stated they were aware of the activity outside and had cleared the front of the location earlier.

Alleged violation of Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times) when at approximately 10:30 p.m. on August 18, 2018 a Baltimore City Police

Officer responded to the establishment to conduct a premises check at the establishment. Upon arrival, the officer observed there were no patrons inside the bar area and advised the manager on duty that the tavern must be open when the package goods section is in operation.

Alleged violation of Rule 4.16 (Illegal Conduct) when at approximately 10:30 p.m. on August 18, 2018 a Baltimore City Police Officer responded to the establishment to conduct a premises check at the establishment. Upon arrival, the officer observed several violations within the establishment.

Corporate Standing: BS&R, LLC is an active Maryland corporation in good standing as of July 18, 2018.

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

Witnesses: Stephan Fogleman – Attorney, Shekhar Karki – Licensee, Detective Sagner – Baltimore City Police Officer, John Chrissomallis – BLLC Agent Inspector, Councilman Bill Henry – 4th District (in opposition), Councilwoman Mary Pat Clarke – 14th District (in opposition), Alina Lightchaser – Co-President of Waverly Improvement Association, James Fendler – Neighbor (in opposition), Barbara Valeri – Baltimore Good Neighbor Coalition Member (in opposition), Prakash Raghobar – Neighbor (in support)

Disposition: The Board has found that the licensee violated Rule 4.16 and Rule 3.12 on April 14, 2018, Rule 4.12 and Rule 4.16 on April 6, 2018, Rule 4.16 on August 18, 2018, and dismissed and Rule 4.20(c)(ii) on August 18, 2018 and imposed a fine of \$2,500 and an administrative fee of \$125, both payable within 30 days. The Board also voted to suspend the license for 1 week, commencing immediately.