

BALTIMORE CITY BOARD OF LIQUOR LICENSE COMMISSIONERS

HEARING DISPOSITIONS

**THURSDAY, SEPTEMBER 28, 2017
100 N. HOLLIDAY STREET, ROOM 215
BALTIMORE, MD 21202**

**Albert Matricciani, Jr., Chairperson
Aaron Greenfield, Commissioner
Dana P. Moore, Commissioner**

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

HM Enterprises, Inc., t/a Fox Liquors License # LA 088
1301-03 N. Fulton Avenue, Baltimore MD 21217 7th Councilmanic District (Pinkett)

Attorney for Applicant: Jay Yoo

Application to transfer ownership of a Class “A” Beer, Wine & Liquor License to Dathan Watts and Hyung Man Lee.

Public Notice of Transfer: Establishment was posted on August 21, 2017 and checked on September 5, 2017 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: HM Enterprises, Inc. is an active Maryland corporation in good standing as of September 13, 2017.

Violations History: July 24, 2014 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$625

Witnesses: Jay Yoo – Attorney, Dathan Watts – Applicant, Hyung Man Lee – 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**

Harry’s Liquors, Inc., t/a Harry’s Liquor License # LA 200
3113 Greenmount Avenue, Baltimore MD 21218 14th Councilmanic District (Clarke)

Attorney for Applicant: Melvin Kodenski

Application to transfer ownership of a Class “A” Beer, Wine & Liquor License to Guang Jiang Shi and Shang Xing Chen.

Public Notice of Transfer: Establishment was posted on August 21, 2017 and checked on August 30, 2017 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: Harry’s Liquors, Inc. is an active Maryland corporation in good standing as of September 13, 2017.

Violations History: None.

Witnesses: Melvin Kodenski – Attorney, Guan Jiang Shi – Applicant, Shang Xing Chen – 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

Propolis, LLC, t/a The Loop Bar & Kitchen
4238 Frederick Avenue, Baltimore MD 21229

License # LBD7 378
8th Councilmanic District (Burnett)

Attorney for Applicant: Melvin Kodenski

Application to transfer ownership of a Class “BD7” Beer, Wine & Liquor License to Lonnie Abdallah and Bernard Truesdale.

Public Notice of Transfer: Establishment was posted on August 21, 2017 and checked on August 31, 2017 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: Propolis, LLC is an active Maryland corporation in good standing as of September 13, 2017.

Violations History: None since 2012.

Witnesses: Melvin Kodenski – Attorney, Lonnie Abdallah – Applicant, Bernard Truesdale – 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

Spirits West, Inc., t/a Spirits West
2601 Wilkens Avenue, Baltimore MD 21223

License # LBD7 436
9th Councilmanic District (Bullock)

Attorney for Applicant: Bryan Everett

Application to transfer ownership of a Class “BD7” Beer, Wine & Liquor License to Renae Kehoe.

Public Notice of Transfer: Establishment was posted on August 21, 2017 and checked on August 30, 2017 thus meeting the 10-day posting rule. One letter of support was received. There were no letters of communication opposing the transfer.

Corporate Standing: Spirits West, Inc. is an active Maryland corporation in good standing as of September 13, 2017.

Violations History: September 25, 2014 – Violation 4.01(a) (Sales to Minors) – Fined \$625

Witnesses: Bryan Everett – Attorney, Renae Kehoe – Applicant, Richard Kehoe – Applicants’ Husband

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

Regular Item – Request to add Live Entertainment

11:00 AM

Waverly Brewing Company, LLC, t/a Waverly Brewing Company

1625 Union Avenue, Suite C, Baltimore MD 21211

License # WB 011
7th Councilmanic District (Pinkett)

Council for Applicant: Will Bauer

Request to add live entertainment by William Stevenson.

Public Notice of Transfer: Establishment was posted on July 31, 2017 and checked on August 10, 2017 thus meeting the 10-day posting rule. No letters of opposition or support were received by the Board at this time.

Corporate Standing: Waverly Brewing Company, LLC is an active Maryland corporation in good standing as of September 13, 2017.

Violations History: None.

Witnesses: Will Bauer – Consultant, William Stevenson – Licensee

Disposition: The Board has approved the request of live entertainment to the licensee(s) by a 3-0 vote.

Regular Item – Application to Transfer Ownership

11:00 AM

Gay Holdings, LLC, t/a GAY

License # LB 136

518 N. Charles Street, Baltimore MD 21201

11th Councilmanic District (Costello)

Attorney for Applicant: Abraham Hurdle

Application to transfer ownership of a Class “B” Beer, Wine & Liquor License with continuation of live entertainment and requesting outdoor table service to Joshua Persing and Scott Farrell.

Public Notice of Transfer: Establishment was posted on August 7, 2017 and checked on August 16, 2017 thus meeting the 10-day posting rule. One letter of opposition was received. There were no letters of communication supporting the transfer.

Corporate Standing: Gay Holdings, LLC is an active Maryland corporation in good standing as of September 13, 2017.

Violations History: None.

Witnesses: N/A

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

Aaron Greenfield, Acting Chairperson

Dana P. Moore, Commissioner

Harvey Jones, Commissioner

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

1:00 PM

JC Star, LLC, t/a Red Fox Liquors

License # LBD7 410

2733-35 Pennsylvania Avenue, Baltimore MD 21217

7th Councilmanic District (Pinkett)

Attorney for Applicant: Gary Maslan

Alleged violation of Alc. Bev. Art § 6-313(a)(2) (Tampering with alcoholic beverage container) when at approximately 12:13 p.m. on June 5, 2017 members of the Maryland State Comptroller’s Office conducted a routine inspection of the establishment when they observed that the alcohol on display was discolored and had a faint odor of alcohol. Upon taking 17 bottles of liquor to the Controller’s laboratory for testing, the results showed that 4 of the bottles had been tampered with.

Corporate Standing: JC Star, LLC is an active Maryland corporation in good standing as of July 25, 2017.

Violations History: April 24, 2017 – Protest of Renewal – 3-0 vote to renew

Witnesses: Gary Maslan – Attorney, Jae Ran Chong – Licensee, Shik Chong – Licensee’s Husband, Alan Southworth – State Comptroller’s Office Agent, Ketan Vithlani – State Comptroller’s Office Chemist, Kelvin Lee – State Comptroller’s Office Agent, Michelle Mangold – State Comptroller’s Office Agent

Disposition: The Board has found that the licensee violated Alc. Bev. Art § 6-313(a)(2) on June 5, 2017 and imposed a fine of \$500 and an administrative fee of \$125, both payable within 30 days. The Board also voted to suspend the license for 7 days, commencing immediately.

Violations Docket – Violation of Rule 4.05(a), Rule 4.05(b), Rule 3.02, and Rule 3.09(b) 1:00 PM

UZO, LLC, t/a Goodfellas Lounge License # LB 300
4919 Belair Road, Baltimore MD 21206 2nd Councilmanic District (Scott)

Attorney for Applicant: Melvin Kodenski

Alleged violation of Rule 4.05(a) (Prohibited Hours) when at approximately 2:09 a.m. on February 18, 2017 members of the BLLC, Baltimore City Police Department, and the Housing Department conducted a special investigation of the establishment due to anonymous complaints and previous observations in regards to operating after hours. Upon arriving at the establishment, there was music and talking inside. Once gaining entry, they observed patrons at the bar as well as several individuals who were not workers exiting the establishment.

Alleged violation of Rule 4.05(b) (Prohibited Hours) when at approximately 2:09 a.m. on February 18, 2017 members of the BLLC, Baltimore City Police Department, and the Housing Department conducted a special investigation of the establishment due to anonymous complaints and previous observations in regards to operating after hours. Upon arriving at the establishment, there was music and talking inside. Once gaining entry, they observed patrons at the bar as well as several individuals who were not workers exiting the establishment.

Alleged violation of Rule 3.02 (Cooperation) when at approximately 2.09 a.m. on February 18, 2017 members of the BLLC, Baltimore City Police Department, and the Housing Department conducted a special investigation of the establishment due to anonymous complaints and previous observations in regards to operating after hours. Upon arriving at the establishment, there was music and talking inside. Once gaining entry, they asked the licensee why the doors were locked from the inside not allowing patrons to leave while also not allowing the officers and inspectors inside, to which they were not provided an answer.

Alleged violation of Rule 3.09(b) (Restroom Facilities and Health Regulation) when at approximately 1:00 a.m. on February 25, 2017 members of the BLLC, Baltimore City Police Department and the Health Department conducted an inspection of the establishment. Upon observation, the Health Department discovered over 50 health code violations and ordered the establishment to close.

Corporate Standing: UZO, LLC is an active Maryland corporation in good standing as of June 8, 2017.

Violations History: April 27, 2017 – Protest of Renewal – Board voted to renew license (2-1)

Witnesses: Melvin Kodenski – Attorney, Uzo Nwosu – Licensee, Nonso Okonkwo – Manager, Det. Gatto – Baltimore City Police Officer, John Chrissomallis – BLLC Inspector, John Howard – BLLC Inspector, Mark Fosler – BLLC Chief Inspector, Melanie Clarke – Baltimore City Housing Department Inspector

Disposition: The Board has found that the licensee violated Rule 4.05(a), Rule 4.05(b), and Rule 3.02 on February 18, 2017 and Rule 3.09(b) on February 25, 2017 and imposed a fine of \$500 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 4.20(c)(ii)

1:00 PM

H&S, Inc., t/a Pepper’s Lounge

License # LBD7 077

5440 Reisterstown Road, Baltimore MD 21215

5th Councilmanic District (Schleifer)

Attorney for Applicant: Stephan Fogleman

Alleged violation of Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating Tavern at all Times) when at approximately 10:20 p.m. on May 17, 2017 members of the BLLC and Baltimore City Police Department conducted an undercover investigation to see if they could gain access to the tavern portion of the establishment. When an officer and inspector went into the establishment, they could not enter the tavern portion, that is was currently closed.

Corporate Standing: H&S, Inc. is an active Maryland corporation in good standing as of June 25, 2017.

Violations History: September 25, 2014 – Violation of Rule 4.01(a) (Sales to Minors) – Fined \$875

Witnesses: Stephan Fogleman – Attorney, Daniel Kim – Assistant Manager, Soon Se Jhin – Licensee, Minerva Eaton – President of Hilltop 4100 Neighborhood Association, Det. Gatto – Baltimore City Police Officer, Det. Akinwande – Baltimore City Police Officer

Disposition: The Board has found that the licensee violated Rule 4.20(c)(ii) on May 17, 2017 and imposed no fine, just the administrative fee of \$125, payable within 30 days.

Violations Docket – Violation of Rule 4.20(c)(ii)

1:00 PM

5302 Frankford, LLC, t/a Tusker Lounge

License # LBD7 218

5302 Frankford Avenue, Baltimore MD 21206

2nd Councilmanic District (Scott)

Attorney for Applicant: Melvin Kodenski

Alleged violation of Rule 4.20(c)(ii) (Class BD7 Licensees: Open and Operating at all Times) when at approximately 10:45 p.m. on April 26, 2017 members of the BLLC and Baltimore City Police Department conducted an undercover investigation to determine if they would be granted access to the tavern portion of the establishment. When an officer

went into the establishment, they could not enter the tavern portion; the manager on duty denied them access.

Corporate Standing: 5302 Frankford, LLC is an active Maryland corporation in good standing as of July 25, 2017.

Violations History: January 21, 2016 – Violation of Rule 4.01(a) (Sales to Minor) – Fined \$625

Witnesses: Melvin Kodenski – Attorney, Shailja Anand – Licensee, John Chrissomallis – BLLC Inspector, Det. Greenhill – Baltimore City Police Officer, Det. Akinwande – Baltimore City Police Officer

Disposition: The Board has found that the licensee violated Rule 4.20(c)(ii) on April 26, 2017 and imposed a fine of \$500 and an administrative fee of \$125, both payable within 30 days.

Violations Docket – Violation of Rule 4.20(c)(ii) and Rule 3.09(b) 1:00 PM

Bacchus Bar & Liquors, Inc., t/a Bacchus Bar & Liquors License # LBD7 264
1220 W. North Avenue, Baltimore MD 21217 7th Councilmanic District (Pinkett)

Attorney for Applicant: Frank Shaulis

Alleged violation of Rule 4.20(c)(ii) (Class BD7: Open and Operating at all Times) when at approximately 11:52 p.m. on March 30, 2017 members of the BLLC and Baltimore City Police Department’s Vice Unit conducted an undercover investigation when members of the BCPD were denied access to the tavern portion of the premise.

Alleged violation of Rule 3.09(b) (Rest Room Facilitates and Health Regulations) when at approximately 11:52 p.m. on March 30, 2017 members of the BLLC and Baltimore City Police Department’s Vice Unit conducted an undercover investigation when members of the BLLC observed during their inspection that the restrooms of the establishment needed paper towels, toilet paper, and soap.

Corporate Standing: Bacchus Bar & Liquors, Inc. is an active Maryland corporation in good standing as of May 16, 2017.

Violations History: October 2, 2014 – Violation of Rule 5.03(c), Rule 3.02, Rule 3.06, and Rule 5.03(a) – Fined \$1,125 and suspended 1 month

Witnesses: Frank Shaulis – Attorney, Soon Joo Lee – Licensee, Hea Park – Translator

Disposition: The Board has found that the licensee violated Rule 4.20(c)(ii) and Rule 3.09(b) on March 30, 2017 and imposed a fine of \$750 and an administrative fee of \$125, both payable within 30 days.