

BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY
DOCKET – THURSDAY, NOVEMBER 16, 2017 – 11:00 a.m.
ROOM 215 – CITY HALL – 100 NORTH HOLLIDAY STREET

Please note: If you are interested in a particular case, please call (410) 396-4377 the day before these hearings to verify that a particular case is still scheduled for this date.

11:00 a.m.

I. Regular Items (New, Transfers, Expansions and Hardships):

- 1. Evan Rogers, Parkway Theatre Service, LLC, T/a Parkway Theatre, 3-5 W. North Avenue – Class “BD7” Beer, Wine & Liquor License – Application for a new Class “BD7” Beer, Wine & Liquor License under Alc. Bev. Art. 12-1603(c)(5).**
- ~~**2. Daniel Baird, Jeffrey Stein, and Elena Johnson, 803 SCLL, LLC, T/a Trade Name Pending, 803 S. Caroline Street – Class “B” Beer, Wine & Liquor License – Application to transfer ownership requesting outdoor table service. POSTPONED**~~
- 3. Theresa Suliga-Moskunas, 2844 Hudson, LLC, T/a Lee’s Pint & Shell, 2844 Hudson Street – Class “BD7” Beer, Wine & Liquor License – Request to expand premises to include 2nd and 3rd floors.**
- ~~**4. Ronald Pruett and Robert Wehner, O & W Company, LLC, T/a Murphy’s Neighborhood Bar & Grill, 5800 York Road – Class “BD7” Beer, Wine & Liquor License – Request for a hardship extension under the provisions of the Alcoholic Beverages Article § 12-2202. POSTPONED**~~
- 5. Aaron Hammons and Samori Wyatt, A.O. Hammons Group, Inc., T/a Shipyard Pub, 3500 O’Donnell Street – Class “BD7” Beer, Wine & Liquor License – Request for a hardship extension under the provisions of the Alcoholic Beverages Article § 12-2202.**
- ~~**6. Emmanuel Fishelman, Building Two Café, LLC, T/a Café Gourmet, 801 W. Baltimore Street – Class “B” Beer & Wine License – Request for a transfer hardship extension under the provisions of the Alcoholic Beverages Article § 12-1705(b). WITHDRAWN**~~

1:00 p.m.

II. Violations:

- 1. Robert Makarovich and Jamie Makarovich, Robjam, Inc., T/a Clipper Mill, 1619 Union Avenue – Class “B” Beer, Wine & Liquor License – Violation of Rule 4.16 Illegal Conduct – May 19, 2017 – At approximately 9:55 PM members of the Baltimore City Police Department’s Vice Unit and Agent John Chrissomallis and Inspector Perez (“Officials”) conducted an investigation of the**

establishment. While conducting their investigation, officials observed three (3) individuals enter into an alleyway adjacent and connected to the licensed premises through a wooden fence. At this time, officials entered the adjacent area and observed a total of five (5) individuals in the alleyway adjacent to the licensed location. There was a door that was open and left ajar allowing access between the licensed location and the alleyway. Upon entering the alleyway, officials observed an individual with an open bottle of Bud Light beer. Further investigation revealed that this individual had purchased the alcoholic beverage from the licensed establishment and entered the alleyway, along with another patron of the establishment, to join the group of individuals that entered the alley. A review of the licensure for the establishment indicated that only the first floor – and not the alleyway – had been authorized for consumption of alcoholic beverages.

Violation of Rule 4.16 Illegal Conduct – May 19, 2017 – At approximately 9:55 PM members of the Baltimore City Police Department’s Vice Unit and Agent John Chrissomallis and Inspector Perez (“Officials”) conducted an investigation of the establishment. While conducting their investigation, officials observed three (3) individuals enter into an alleyway adjacent and connected to the licensed premises through a wooden fence. At this time, officials entered the adjacent area and observed a total of five (5) individuals in the alleyway adjacent to the licensed location. There was a door that was open and left ajar allowing access between the licensed location and the alleyway. Upon entering the alleyway, officials observed an individual throw a clear plastic baggie containing small items to the ground and attempt to crush said items with his foot. A police official was able to recover the clear plastic baggie before the individual was able to destroy it. Closer observation revealed that the clear plastic baggie contained a white rock substance with suspected Cocaine, a Schedule II narcotic. At this time, another individual attempted to hide another baggie, which the officer believed to contain green plant material with suspected Marijuana, a Schedule I narcotic. The police official was then able to recover this item as well. Both items were submitted to the Baltimore City Police Lab to be tested. On October 19, 2017 the BLLC received the chemical analysis indicating that the submitted items tested positive as Cocaine, a Schedule II narcotic, and Marijuana, a Schedule I narcotic.

- 2. Nathaniel Brown, Sameh Ebrahim, and Ashraf Ibrahim, A&S Brothers, Inc., T/a Lust, 408 E. Baltimore Street** – Class “BD7” Beer, Wine & Liquor License and Class “AE” Adult Entertainment License – **Violation of Alcoholic Beverages Rule 4.16 Illegal Conduct – September 16, 2017** – At approximately 1:45 AM, members of the Baltimore City Police Department’s Vice Unit and staff from the BLLC (“officials”) conducted a joint inspection of this establishment. At this time, Chief Inspector Mark Fosler observed the following violations while within the establishment: (1) A patron touching the naked breasts of dancer while grabbing a hold of the dancer at the waist and proceeding to grind his groin area into her buttocks; (2) another patron grabbing a hold of the dancer at the waist and proceeding to grind his groin area into her buttocks; and (3) a female performer walking through the crowd topless.

Violation of Adult Entertainment Rule 3.17(c)(1) Sexual Practices and Obscenity – September 16, 2017 – At approximately 1:45 AM, members of the Baltimore City Police Department’s Vice Unit and staff from the BLLC (“officials”) conducted a joint inspection of this establishment. At this time, Chief Inspector Mark Fosler observed the following violations while within the establishment: (1) A patron touching the naked breasts of dancer while grabbing a hold of the dancer at the waist and proceeding to grind his groin area into her buttocks; (2) another

patron grabbing a hold of the dancer at the waist and proceeding to grind his groin area into her buttocks; and (3) a female performer walking through the crowd topless.

Violation of Adult Entertainment Rule 3.17(c)(1) Sexual Practices and Obscenity – September 16, 2017 – At approximately 1:45 AM, members of the Baltimore City Police Department’s Vice Unit and staff from the BLLC (“officials”) conducted a joint inspection of this establishment. At this time, Chief Inspector Mark Fosler observed the following violations while within the establishment: (1) A patron touching the naked breasts of dancer while grabbing a hold of the dancer at the waist and proceeding to grind his groin area into her buttocks; (2) another patron grabbing a hold of the dancer at the waist and proceeding to grind his groin area into her buttocks; and (3) a female performer walking through the crowd topless.

Violation of Adult Entertainment Rule 3.17(c)(2) Sexual Practices and Obscenity – September 16, 2017 – At approximately 1:45 AM, members of the Baltimore City Police Department’s Vice Unit and staff from the BLLC (“officials”) conducted a joint inspection of this establishment. At this time, Chief Inspector Mark Fosler observed the following violations while within the establishment: (1) A patron touching the naked breasts of dancer while grabbing a hold of the dancer at the waist and proceeding to grind his groin area into her buttocks; (2) another patron grabbing a hold of the dancer at the waist and proceeding to grind his groin area into her buttocks; and (3) a female performer walking through the crowd topless.

Violation of Adult Entertainment Rule 3.17(d) Sexual Practices and Obscenity – September 16, 2017 – At approximately 1:45 AM, members of the Baltimore City Police Department’s Vice Unit and staff from the BLLC (“officials”) conducted a joint inspection of this establishment. At this time, Chief Inspector Mark Fosler observed the following violations while within the establishment: (1) A patron touching the naked breasts of dancer while grabbing a hold of the dancer at the waist and proceeding to grind his groin area into her buttocks; (2) another patron grabbing a hold of the dancer at the waist and proceeding to grind his groin area into her buttocks; and (3) a female performer walking through the crowd topless.

- ~~3. **William Hughes, III, Barracuda, LLC, T/a Barracuda, 1230 E. Fort Avenue**—Class “BD7” Beer, Wine & Liquor License—**Violation of Rule 4.16 Illegal Conduct – September 22, 2017**—At approximately 11:50 PM, members of the BLLC conducted a special investigation into the establishment based on anonymous complaints concerning outdoor table service without authorization. Upon arrival, officials observed several individuals outside of the establishment consuming alcoholic beverages at tables placed outside of the establishment. At this time, BLLC staff approached the licensee, Mr. William Hughes, to speak with him about the matter. Mr. Hughes stated that his “off-premise catering” privilege allowed for him to provide outdoor table service to his patrons. BLLC staff informed Mr. Hughes that “off-premise catering” and “outdoor table service” were two separate privileges, each of which must be authorized by the Board and placed on the establishment’s license. A review of the liquor license issued to the location indicated that the establishment was not authorized to provide outdoor table service. Mr. Hughes was notified of the violation and was instructed to ensure his patrons remain inside the establishment when consuming alcoholic beverages.~~

~~**Violation of Rule 4.16 Illegal Conduct – October 13, 2017**—At approximately 11:50 PM, members of the Baltimore City Police Department’s Vice Unit and staff from the BLLC (“officials”)~~

conducted a follow-up investigation into the establishment based on anonymous complaints concerning outdoor table service without authorization. Upon arrival, officials observed approximately five (5) individuals outside of the establishment consuming alcoholic beverages (bottles of beer) at tables. At this time, the licensee, Mr. William Hughes, approached the officials and told them he was working with the "Zoning department" to obtain the outdoor table service privilege. However, a review of the liquor license issued to the location indicated that the establishment was not authorized to provide outdoor table service. Mr. Hughes was notified of the violation and was instructed to ensure his patrons remain inside the establishment when consuming alcoholic beverages. **POSTPONED**

4. **Tegist Ayalew and Ezra Tilaye, EZ Group, LLC, T/a Warehouse 518, 518 N. Charles Street – Class "B" Beer, Wine & Liquor License – Violation of Rule 4.16 Illegal Conduct – September 24, 2017** – At approximately 2:45 PM Agent John Howard of the BLLC responded to a 311 Complaint (SR# 17-00593043), which alleged that patrons were disturbing the peace and that the front door of the establishment was open allowing for loud music to emanate out of the location and disturb the public peace. Upon arrival to the location, Agent Howard observed that the front door was indeed open and heard very loud music emanating from the establishment. Agent Howard also observed approximately 10-15 people standing outside of the establishment and talking very loudly. Upon making these observations, Agent Howard issued a violation to the manager of the establishment, Joshua Pievey, due to the number of prior complaints and warnings provided to the establishment concerning the loud music and unruly patrons.

****Please note that times given above are approximate. Parties are encouraged to arrive at least 30 minutes prior to the time noted above.***