

**BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY**  
**DOCKET – THURSDAY, DECEMBER 6, 2018 – 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) 396-4380 the day before these hearings to verify that a particular case is still scheduled for this date.

11:00 a.m.

**I. Remand/Transcript and Evidentiary Review Items:**

- 1. Brian Grace and Paul Dunshol, Fireball Entertainment, Inc., T/a The Big Easy Cabaret, 2000 Eastern Avenue – Class “D” Beer, Wine & Liquor License – 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.**
- 2. Andrew Dunlap and Michael White, The Sobo Taco Spot, LLC, T/a Banditos, 1118 S. Charles Street, Unit 101 – Class “BD7” Beer, Wine & Liquor License – 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).**

**II. Continued Case – Regular Item (Transfer):**

- ~~**1. Donald Higdon, Anthony Scardina, Jr, and Anthony Scardina, III, Higgy’s, LLC, T/a Higgy’s, 1184 Cleveland Street – Class “BD7” Beer, Wine, & Liquor License – Application to transfer ownership. POSTPONED**~~

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

- ~~**1. Rosa Feria and Silvia Garcia, Olivia, Inc., T/a Los Amigos Restaurant, 5506 Harford Road – Class “B” Beer, Wine & Liquor License – Application for a new Class “B” Beer, Wine & Liquor restaurant license under the provisions of Alcoholic Beverages Article §12-1603(C)(1)(ii) requiring \$200,000 in capital investment in restaurant fixtures and facilities, and seating capacity for a minimum of 75 people, requesting live entertainment and outdoor table service. POSTPONED**~~
- 2. Derek Young and Cheryl Hicks, D’s Sport Bar, LLC, T/a D’s Sport Bar, 45 N. Kresson Street – Class “D” Beer, Wine & Liquor License – Application to transfer ownership.**

3. Joseph Healy and Niall O'Donnell, Life of Reilly, Inc., T/a Life of Reilly Irish Pub & Restaurant, 2031 E. Fairmount Avenue – Class “B” Beer, Wine & Liquor License – Request for a hardship extension under the provisions of the Alcoholic Beverages Article § 12-2202.

1:00 p.m.

#### IV. Violations:

1. Angel Lyles and Christopher Nwaeze, Anyado Group, LLC, T/a Oxygen Lounge, 10 S. Calvert Street – Class “B” Beer, Wine & Liquor License – Violation of the Labor and Employment Article §9-1012 Suspension of License or Permit – April 26, 2018 – On the aforementioned date, the Workers Compensation Commission (WCC) found that “Anyado Group, LLC” t/a Oxygen Lounge” was liable for payment that arose from an employee “Jawhann Price” for a work related injury that he incurred on January 28, 2017 while employed by the establishment. As a result of the WCC’s finding, the licensee was ordered to make payment to reimburse the Uninsured Employers’ Fund in a timely manner. Failure to pay a penalty under §9-407 of the Labor and Employment Article requires the local licensing authority to automatically suspend the establishment’s license under the Code as charged before the Board.

- ~~2. Ernest Hatmaker and Bradley Simmons, Chez Joey, LLC, T/a Chez Joey, 415 E. Baltimore Street – Class “BD7” Beer, Wine & Liquor License & Class “AE” Adult Entertainment License – Violation of Alcoholic Beverage Rule 4.07(a) Open Containers and Illegal Possession and Consumption of Alcoholic Beverages Illegal Conduct – November 3, 2018 – At approximately 1:50 AM Sgt. Villodas of the Baltimore City Police Department was conducting patrol on the 400 block of East Baltimore Street when he witnessed an incident occur in front of the establishment. As Sgt. Villodas approached the establishment, he observed a Mr. Gary Deshields exit the premises with a bottle in hand. Mr. Deshields then proceeded to strike a Mr. Joshua Ayers on the head with that very same bottle. Mr. Ayers sustained a laceration to his forehead due to the incident, which caused bleeding. The Baltimore City Fire Department responded to the scene and provided medical attention to Mr. Ayers. Mr. Deshields was taken into custody by the Police and charged with assault against Mr. Ayers (Case #6B02387069).~~

~~Violation of Alcoholic Beverage Rule 3.12 General Welfare – November 3, 2018 – At approximately 1:50 AM Sgt. Villodas of the Baltimore City Police Department was conducting patrol on the 400 block of East Baltimore Street when he witnessed an incident occur in front of the establishment. As Sgt. Villodas approached the establishment, he observed a Mr. Gary Deshields exit the premises with a bottle in hand. Mr. Deshields then proceeded to strike a Mr. Joshua Ayers on the head with that very same bottle. Mr. Ayers sustained a laceration to his forehead due to the incident, which caused bleeding. The Baltimore City Fire Department responded to the scene and provided medical attention to Mr. Ayers. Mr. Deshields was taken into custody by the Police and charged with assault against Mr. Ayers (Case #6B02387069).~~

~~Violation of Adult Entertainment Rule 3.05(a) Incorporation of Liquor License Rules and Regulations to Applicable Licensees – November 3, 2018 – At approximately 1:50 AM Sgt. Villodas of the Baltimore City Police Department was conducting patrol on the 400 block of East~~

Baltimore Street when he witnessed an incident occur in front of the establishment. As Sgt. Villodas approached the establishment, he observed a Mr. Gary Deshields exit the premises with a bottle in hand. Mr. Deshields then proceeded to strike a Mr. Joshua Ayers on the head with that very same bottle. Mr. Ayers sustained a laceration to his forehead due to the incident, which caused bleeding. The Baltimore City Fire Department responded to the scene and provided medical attention to Mr. Ayers. Mr. Deshields was taken into custody by the Police and charged with assault against Mr. Ayers (Case #6B02387069).

**Violation of Adult Entertainment Rule 3.18 Illegal Conduct and Codes Compliance – November 3, 2018**—At approximately 1:50 AM Sgt. Villodas of the Baltimore City Police Department was conducting patrol on the 400 block of East Baltimore Street when he witnessed an incident occur in front of the establishment. As Sgt. Villodas approached the establishment, he observed a Mr. Gary Deshields exit the premises with a bottle in hand. Mr. Deshields then proceeded to strike a Mr. Joshua Ayers on the head with that very same bottle. Mr. Ayers sustained a laceration to his forehead due to the incident, which caused bleeding. The Baltimore City Fire Department responded to the scene and provided medical attention to Mr. Ayers. Mr. Deshields was taken into custody by the Police and charged with assault against Mr. Ayers (Case #6B02387069). **POSTPONED**

3. **Ruchirababen Parikh and Naima Pliva, Saruni, Inc., T/a Fireside North, 2201 W. North Avenue – Class “BD7” Beer, Wine & Liquor License – Violation of Rule 4.01(a) Sales to Minors – September 25, 2018** – At approximately 10:15 PM the Baltimore City Police Department and the BLLC conducted random, joint investigations of establishments to determine if licensees would sell alcoholic beverages to minors. The joint task force responded to the establishment and sent Baltimore City Police Cadet Dickerson, who is under the age of 21, into the establishment to attempt to purchase an alcoholic beverage(s). At that time, Dickerson entered the establishment and purchased a 375 ml bottle of New Amsterdam Peach Vodka. Utilizing a departmental \$20 bill, Dickerson purchased the alcoholic beverage(s) from bartender/store clerk Mr. Parbin Gurung. Dickerson then communicated to the task force that he had purchased an alcoholic beverage(s). Members of the task force entered the establishment and notified Mr. Gurung that an alcoholic beverage(s) had just been purchased by a minor and it would be reported to the BLLC. The task force then recovered the marked currency and returned both the alcoholic beverage(s) to the bartender and/or any change that was provided to Dickerson.
4. **Russell M. Schaeffer, Jr., Island House, Inc., T/a Island House Bar & Grill, 4330 E. Lombard Street – Class “BD7” Beer, Wine & Liquor License – Violation of Alc. Bev. Art. 12-2102 (c) Nudity and Sexual Displays – November 11, 2018** – At approximately 9:45 PM the Baltimore City Police Department and the BLLC conducted a joint investigation of this establishment due to a complaint the BLLC received that adult male strippers were providing adult entertainment at the location. Upon arrival, BLLC Inspector Terri Chase paid a \$10 cover charge and entered the establishment in an undercover capacity posing as a patron. Once inside Inspector Chase observed male dancers performing simulated sexual acts on female patrons within the establishment. Upon communicating this information with members of the joint team, Police and BLLC investigators entered the establishment and observed three (3) male dancers performing a show for approximately 15 female patrons. While in the establishment, Det. Gatto observed a male stripper on top of a female patron performing a simulated sexual act to her while she laid on the ground. At this time, Police and BLLC investigators made contact with the manager of the

establishment, a Mr. Clint Spence, and informed him that he could not provide adult entertainment without a proper license. Mr. Spence stated that he thought his live entertainment license allowed for him to provide such forms of entertainment.

**Violation of Rule 4.15(b) Sexual Practices and Obscenity – November 11, 2018** – At approximately 9:45 PM the Baltimore City Police Department and the BLLC conducted a joint investigation of this establishment due to a complaint the BLLC received that adult male strippers were providing adult entertainment at the location. Upon arrival, BLLC Inspector Terri Chase paid a \$10 cover charge and entered the establishment in an undercover capacity posing as a patron. Once inside Inspector Chase observed male dancers performing simulated sexual acts on female patrons within the establishment. Upon communicating this information with members of the joint team, Police and BLLC investigators entered the establishment and observed three (3) male dancers performing a show for approximately 15 female patrons. While in the establishment, Det. Gatto observed a male stripper on top of a female patron performing a simulated sexual act to her while she laid on the ground. At this time, Police and BLLC investigators made contact with the manager of the establishment, a Mr. Clint Spence, and informed him that he could not provide adult entertainment without a proper license. Mr. Spence stated that he thought his live entertainment license allowed for him to provide such forms of entertainment.

**Violation of Rule 4.10 False Statements – November 11, 2018** – At approximately 9:45 PM the Baltimore City Police Department and the BLLC conducted a joint investigation of this establishment due to a complaint the BLLC received that adult male strippers were providing adult entertainment at the location. Upon arrival, BLLC Inspector Terri Chase paid a \$10 cover charge and entered the establishment in an undercover capacity posing as a patron. Once inside Inspector Chase observed male dancers performing simulated sexual acts on female patrons within the establishment. Upon communicating this information with members of the joint team, Police and BLLC investigators entered the establishment and observed three (3) male dancers performing a show for approximately 15 female patrons. While in the establishment, Det. Gatto observed a male stripper on top of a female patron performing a simulated sexual act to her while she laid on the ground. At this time, Police and BLLC investigators made contact with the manager of the establishment, a Mr. Clint Spence, and informed him that he could not provide adult entertainment without a proper license. Mr. Spence stated that he thought his live entertainment license allowed for him to provide such forms of entertainment. Furthermore, when asked by Agent Chrissomallis of the BLLC as to whether this was a private or public event, Mr. Spence stated that it was a private event and that either specific individuals were invited to participate or pre-paid tickets were bought in advance of the event. Upon receiving this information, Agent Chrissomallis issued a violation for False Statement as Inspector Chase was neither invited to the private event nor purchased a pre-paid ticket in advance for the event.

5. **Jacson Munoz and Marilyn Munoz, El Rincon Troncaleno, LLC, T/a El Rincon Troncaleno, 422-26 S. Macon Street – Class “B” Beer, Wine & Liquor License – Violation of Rule 3.12 General Welfare – October 27, 2018** – At approximately 11:00 PM, Baltimore City Liquor Board Chief Inspector Mark Fosler responded to a 311 Complaint (#18-00806622) alleging loud music at the establishment. Upon arriving at the location, staff set up in a covert location and observed the establishment. From his position, Chief Fosler could hear loud music emanating from the establishment for several minutes. Chief Fosler then exited his vehicle and approached security staff located just outside of the establishment and requested to see the manager/operator. After

discussing the matter with the operator/manager, the volume of the music was lowered. Due to numerous warnings provided to the manager/operator of the establishment prior to this incident, Chief Fosler issued a violation to the manager/operator for the loud music.

**Violation of Rule 4.16 Illegal Conduct – October 27, 2018** – At approximately 11:00 PM, Baltimore City Liquor Board Chief Inspector Mark Fosler responded to a 311 Complaint (#18-00806622) alleging loud music at the establishment. Upon arriving at the location, staff set up in a covert location and observed the establishment. From his position, Chief Fosler could hear loud music emanating from the establishment for several minutes. Chief Fosler then exited his vehicle and approached security staff located just outside of the establishment and requested to see the manager/operator. After discussing the matter with the operator/manager, the volume of the music was lowered. Due to numerous warnings provided to the manager/operator of the establishment prior to this incident, Chief Fosler issued a violation to the manager/operator for the loud music.

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