

BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY
DOCKET – THURSDAY, AUGUST 26, 2010
ROOM 215 - CITY HALL - 100 NORTH HOLLIDAY STREET

Please note: If you are interested in a particular case, please call 396-4385 the day before these hearings to verify that a particular case is still scheduled for this date.

1:00 p.m. Cases

Pyo Hyun Park T/a Ako Liquors, 2700 W. Fairmount Avenue – Class BD7 Beer, Wine & Liquor License – **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on June 10, 2010 (Re: Alcoholic beverage sold to 19 year old male patron)

DECISION:

Blanche McCray, William J. Gillespie & Dennis Tokofsky, Read’s, Inc. T/a Rite Aid, 301 W. Lexington Street – Class “A” Beer, Wine & Liquor – **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on June 10, 2010 (Re: Alcoholic beverage sold to 19 year old male patron)

DECISION:

Crystal D.M. Brown & Katia N. King, Da3zees, LLC T/a New John’s Carry Out, 116 W. 21st Street – Class “A” Beer & Wine License - **Violation of Article 2B §201(a)(2)** “A person may not sell, or suffer to be sold, or for the purpose of sale, transport, buy, possess, keep or suffer to be transported, bought, possessed or kept in any vehicle, vessel or aircraft or on any premises or under the person’s charge or control any alcoholic beverages except on premises licensed under this article unless otherwise provided for in this article” on May 18, 2010 (Re: Alcoholic beverages were being sold at the licensed premises on a date when the 2010 license fee had not been paid) **DECISION:**

Gregory Graham, Intrinsic Restaurant, Inc. T/a Intrinsic Restaurant, 5209 Reisterstown Road – Class “B” Beer, Wine & Liquor License - **Violation of Article 2B §201(a)(2)** “A person may not sell, or suffer to be sold, or for the purpose of sale, transport, buy, possess, keep or suffer to be transported, bought, possessed or kept in any vehicle, vessel or aircraft or on any premises or under the person’s charge or control any alcoholic beverages except on premises licensed under this article unless otherwise provided for in this article” on May 11, 2010 (Re: Alcohol sold to a police cadet on a date when the 2010 license fee had not been paid) and on May 18, 2010 (Re: Alcoholic beverage sold a Liquor Board inspector on a date when the 2010 license fee had not been paid); **Violation of Rule 4.01(a)** “No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on May 11, 2010 (Re: Alcoholic beverage sold to 20 year old BCPD cadet); **Violation of Rule 3.02** “Licensees shall cooperate with representatives of the Board, members of the Police Department, Health Department, Building Engineer’s office, Grand Jury and representatives of other governmental agencies whenever any such persons are on official business” on July 29, 2010 (Re: Licensee failed to appear for scheduled hearing after being served with notice for it)

DECISION:

Paul A. Gordon, 419 E. Baltimore St., Inc. T/a Jewel Box, 419 E. Baltimore Street – Class BD7 Beer, Wine & Liquor License - **As authorized by Article 2B, §12-203.1 and Baltimore City Code, Article 15, §1-3(a): Violation of Adult Entertainment Rule 5** “Prohibited Touching (b) by dancers: No dancer may touch (2)a patron’s:...(ii) genitals or genital area: on March 20, 2010 (Re: Dancer was observed with her hand on a patron’s fully exposed penis); **Violation of Rule (6)** “An adult-entertainment business may not permit any of the following on the premises, whether by dancers, patrons, or otherwise: (1) any acts of sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation, or any sexual acts that are prohibited by law; and (2) caressing, fondling, or touching the breast or chest, genitals or genital area, or anus, anal area, or buttocks of any other person, whether clothed or unclothed on March 20, 2010 (Re: Inspector observed dancer and patron engaged in sexual act); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on March 20, 2010 (Re: Violation of Adult Entertainment Rules as adopted under the provisions of Baltimore City Code, Article 15 §1-3(a) and enforced under authority of Article 2B §12-203.1);

DECISION:

Sumrit Deddechanukul, Chris Liquor & Grill, Inc. T/a Chris Liquor & Grill, 1269 Washington Boulevard – Class BD7 Beer, Wine & Liquor License - **Violation of Rule 5.03(a)** “The holder of a Class BD7 Beer, Wine and Liquor license must operate an on-premise consumption establishment with on-premise service at a bar, tables, or other suitable furniture. Package goods, if sold, must be sold over a bar and not in a separate package goods store department, and/or section unless otherwise previously approved pursuant to subsection (2) of this rule. A separate package goods store, department and/or section is defined as an area within the licensed premises which has as its primary activity the sale of package goods and in which no on-premise consumption regularly takes place” on May 20, 2010 (Re: Licensee has created a separate package goods store); **Violation of Rule 3.12** “Licensees shall operate their establishments in such a manner as to avoid disturbing the peace, safety, health, quiet, and general welfare of the community.” on May 20, 2010 (Re: Terrible smell both in the tavern/restaurant portion of the establishment and horrible stench from dog being kept at the establishment); **Violation of Rule 3.06** “Licensees shall operate their establishments at all times in accordance with the requirements of the Health Department of Baltimore City, the Building Code of Baltimore City, and the rules and regulations of the Fire Department of Baltimore City” on May 20, 2010 (Re: Dog on licensed premises in violation of State regulation prohibiting a live animal in any area of a facility where food is prepared, stored or served); **Violation of Rule 3.07** “Licensees shall provide on the licensed premises separate toilet facilities for each sex. All rest rooms shall be entirely enclosed and separate and apart from rooms where food or drink is stored or served...” on May 20, 2010 (Re: Patron must exit establishment and walk around corner to a side door that is gated and locked then walk through the kitchen to access the restroom)

DECISION:

Ibezim E. Wchuku & Thomas Comi, Ibeco, Inc. T/a Wozi Bar & Lounge, 4515-17 York Road – Class BD7 Beer, Wine & Liquor License - **Violation of Rule 3.02** “Licensees shall cooperate with representatives of the Board, members of the Police Department, Health Department, Building Engineer's office, Grand Jury and representatives of other governmental agencies whenever any such persons are on official business” on June 17, 2010 (Re: Licensee and staff refused to cooperate during investigation) and on June 26, 2010 (Re: Licensee refused to provide employee records); **Violation of Rule 3.12** “Licensees shall operate their establishments in such a manner as to avoid disturbing the peace, safety, health, quiet, and general welfare of the community.” on June 26, 2010 (Re: Inspector observed six cars speeding through rear alley, then people congregating, talking loudly and consuming alcoholic beverages outside in the rear yard where approximately 12-15 vehicles were parked); **Violation of Rule 4.05(a)** “No licensee shall permit any person to consume alcoholic beverages on the licensed premises during hours when such sales are prohibited by law” and **Violation of Rule 4.05(b)** “No alcoholic beverages shall be served, dispensed, furnished or given away in any part of the premises during the hours when such sales are prohibited by law” on June 26, 2010 (Re: Inspector observed patrons consuming alcohol and female bartender taking money from a patrons at approximately 2:07 a.m.); **Violation of Rule 4.07** “No licensee shall serve more than two (2) ounces of liquor to one person at one time for consumption on the premises” on June 17, 2010 (Re: Inspector observed patrons consuming alcohol directly from a 750 ml size bottle); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on May 15, 2010 and June 17, 2010 (Re: Patrons dancing and live entertainment being provided without Liquor Board or Zoning approval) and on May 15, 2010, June 17, 2010 and on June 26, 2010 (Re: Kitchen/storage area and outdoor rear yard being used for service of food and alcohol without Liquor Board or Zoning approval) and on May 15, 2010 and on June 17, 2010 (Re: Patrons observed with lighted tobacco products in violation of Baltimore City Health Code §12-105)

DECISION:

3:00 p.m. cases

James Smith, GLD, Inc. T/a Club Miami, 414-16 E. Baltimore Street - Class BD7 Beer, Wine & Liquor License – **As authorized by Article 2B, §12-203.1 and Baltimore City Code, Article 15, §1-3(a): Violation of Adult Entertainment Rule 5** “Prohibited Touching (b) by dancers: No dancer may touch (2)a patron’s:...(ii) genitals or genital area: or (iii) anus, anal area, or buttocks” **on April 14, 2010** (Re: Dancer grabbed the buttocks of a female patron and lifted her off a bench while thrusting her genital area towards his genital area), **Violation of Rule (6)** “An adult-entertainment business may not permit any of the following on the premises, whether by dancers, patrons, or otherwise:...(2) caressing, fondling, or touching the breast or chest, genitals or genital area, or anus, anal area, or buttocks of any other person, whether clothed or unclothed on April 14, 2010 (Re: Dancer grabbed buttocks of patron, lifted her while thrusting her genital area toward his genital area); **Violation of Rule 4.01(a)** ““No licensee shall sell or furnish alcoholic beverages to any person under twenty-one (21) years of age or to any person with the knowledge that such person is purchasing or acquiring such beverages for consumption by any person under twenty-one (21) years of age” on April 14, 2010 (Re: Alcoholic beverage sold to 20 year old female patron); **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health,

welfare, quiet or morals” on **April 14, 2010** (Re: Violation of Adult Entertainment Rules as adopted under the provisions of Baltimore City Code, Article 15 §1-3(a) and enforced under authority of Article 2B §12-203.1)

DECISION:

Joseph D. Emery, JR & PM, Inc. T/a Flamingo Lounge, 403 E. Baltimore Biddle Street –Class BD7 Beer, Wine & Liquor license – **As authorized by Article 2B, §12-203.1 and Baltimore City Code, Article 15, §1-3(a): Violation of Rule 5** “Prohibited Touching (b) by dancers: No dancer may touch (2)a patron’s:...(ii) genitals or genital area: on May 20, 2010 (Re: Dancers observed fondling the genital area of a male patron); **Violation of Rule 5** “Prohibited Touching (a)By patrons: No patron may touch a dancer’s ...2)genitals or genital area...” on May 20, 2010 (Re: Patron observed fondling the genital area of a dancer); **Violation of Rule (6)** “An adult-entertainment business may not permit any of the following on the premises, whether by dancers, patrons, or otherwise:...(2) caressing, fondling, or touching the breast or chest, genitals or genital area, or anus, anal area, or buttocks of any other person, whether clothed or unclothed on May 20, 2010 (Re: Dancer and patron observed fondling the genitalia of each other) and **Violation of Rule 4.18** “No licensee shall commit or allow the commission on his premises of any act which shall be contrary to any federal, state or local statute, law or ordinance or against the public peace, safety, health, welfare, quiet or morals” on May 20, 2010 (Re: Violation of Adult Entertainment Rules as adopted under the provisions of Baltimore City Code, Article 15 §1-3(a) and enforced under authority of Article 2B §12-203.1)

DECISION:

Jeffrey E. Gordon, Gordon’s Bar & Grill, Inc. T/a Gordon Bar & Grill, 1818 Maryland Avenue – Class BD7 Beer, Wine & Liquor License – **Violation of Article 2B §201(a)(2)** “A person may not sell, or suffer to be sold, or for the purpose of sale, transport, buy, possess, keep or suffer to be transported, bought, possessed or kept in any vehicle, vessel or aircraft or on any premises or under the person’s charge or control any alcoholic beverages except on premises licensed under this article unless otherwise provided for in this article” on May 15, 2010 (Re: Establishment was open, operating and serving alcohol on a date when 2010 renewal liquor license had not been released by Liquor Board); **Violation of Rule 3.12** “Licensees shall operate their establishments in such a manner as to avoid disturbing the peace, safety, health, quiet, and general welfare of the community” on February 28, 2010 (Re: Police responded for report of a cutting) and on April 24, 2010 (Re: Patron stabbed inside establishment); **Violation of Rule 3.02** “Licensees shall cooperate with representatives of the Board, members of the Police Department, Health Department, Building Engineer's office, Grand Jury and representatives of other governmental agencies whenever any such persons are on official business” on April 24, 2010 (Re: Employees cleaned up crime scene before police could respond) and on May 15, 2010 (Re: Manager threatened Liquor Board inspector)

DECISION:

James W. Clash, Jr. & Antoine Lewis, Ste. 18, LLC T/a Ste. 18, 1818 Maryland Avenue – Class BD7 Beer, Wine & Liquor License – Application to transfer ownership

DECISION:

There will be no public hearings on Thursday, September 2, 2010