

**BOARD OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY
DOCKET – THURSDAY, SEPTEMBER 17, 2009
ROOM 215 - CITY HALL - 100 NORTH HOLLIDAY STREET**

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

1:00 p.m. cases

Margaret Collins, Whatever, Inc. T/a The Depot, 1728 N. Charles Street – Class BD7 Beer, Wine & Liquor License – Violation of Article 2B §10-503(d)(4) “A transfer of any license shall be completed not more than 180 days after the Board approves the transfer” (Re: Outdoor table service approved on June 12, 2008; extension given until May 1, 2009)

DECISION:

Anatasis Tamaris & Janet Lyston, Southern Hospitality Services, Inc. T/a Meridian 54, 843-45 S. Montford Avenue – Class “B” Beer, Wine & Liquor License - **Violation of Article 2B §6-201d)(1)(viii)(2)**” A licensee annually, at the time the license is renewed, shall file with the Board of Liquor License Commissioners for Baltimore City a statement of average daily receipts and an affidavit of a licensed certified public accountant...” from March 31, 2009 to date (Re: Licensee has failed to file food percentage sale form); **Violation of Article 2B §10-301(j)(1)** “In Baltimore City, unless a licensee presents to the Board of Liquor License Commissioners by June 30 of the respective year, a certificate issued by the Director of Finance, showing that there are no unpaid taxes on the merchandise, fixtures and stock of the applicant due to the City of Baltimore or the State of Maryland, the renewal license shall be immediately suspended without a hearing but thereafter shall be immediately returned without a hearing upon presentation of such a certificate” from June 30, 2009 to date (Re: Proof of payment of 2008-2009 Tangible Personal Property Taxes has not been submitted); **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 September 1, 2009 (Re: Charter for corporation is not in good standing with Maryland Department of Assessments and Taxation) **Note: Licensees have failed to provide a copy of their 2009 Trader’s License as requested in the 2009 license pick up letter.**

DECISION:

Anastasia Vasilakopoulos, Egira, LLC T/a Speakeasy Saloon, 2840 O’Donnell Street – Class “B” Beer, Wine & Liquor License - **Violation of Article 2B §6-201d)(1)(viii)(2)**” A licensee annually, at the time the license is renewed, shall file with the Board of Liquor License Commissioners for Baltimore City a statement of average daily receipts and an affidavit of a licensed certified public accountant...” from March 31, 2009 to date (Re: Licensee has failed to file food percentage sale form); **Violation of Article 2B §10-301(j)(1)** “In Baltimore City, unless a licensee presents to the Board of Liquor License Commissioners by June 30 of the respective year, a certificate issued by the Director of Finance, showing that there are no unpaid taxes on the merchandise, fixtures and stock of the applicant due to the City of Baltimore or the State of Maryland, the renewal license shall be immediately suspended without a hearing but thereafter shall be immediately returned without a hearing upon presentation of such a certificate” from June 30, 2009 to date (Re: Proof of payment of 2008-2009 Tangible Personal Property Taxes has not been submitted); **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 September 1, 2009 (Re: Charter for limited liability company is not in good standing with Maryland Department of Assessments and Taxation) **Note: Licensee has failed to provide a copy of her 2009 Trader’s License as requested in the 2009 license pick up letter.**

DECISION:

Tammy Adams-Zlomke & Dean Zlomke, TDDZ, LLC T/a Tyson’s Tavern, 2112 Fleet Street- Class “B” Beer, Wine & Liquor License – **Violation of Article 2B §6-201d)(1)(viii)(2)** ”A licensee annually, at the time the license is renewed, shall file with the Board of Liquor License Commissioners for Baltimore City a statement of average daily receipts and an affidavit of a licensed certified public accountant...” from March 31, 2009 to date (Re: Licensee has failed to file food percentage sale form); **Violation of Article 2B §10-301(j)(1)** “In Baltimore City, unless a licensee presents to the Board of Liquor License Commissioners by June 30 of the respective year, a certificate issued by the Director of Finance, showing that there are no unpaid taxes on the merchandise, fixtures and stock of the applicant due to the City of Baltimore or the State of Maryland, the renewal license shall be immediately suspended without a hearing but thereafter shall be immediately returned without a hearing upon presentation of such a certificate” from June 30, 2009 to date (Re: Proof of payment of 2008-2009 Tangible Personal Property Taxes has not been submitted); **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 September 2, 2009 (Re: Charter for limited liability

company is not in good standing with Maryland Department of Assessments and Taxation); **Violation of Article 2B §10-301(j)(2)(iii)** “A license renewal application received by the Board after March 31 may be subject to: 1.Rejection; or 2.A late charge of \$50 for each day the application is filed late, not to exceed \$1,500.from July 8, 2009 to date (Re: After partial waiver of late renewal fine, licensee has failed to pay remaining \$750 late renewal fine) **Note: Licensees have failed to provide a copy of their 2009 Trader’s License as requested in the 2009 license pick up letter.**

DECISION:

3:00 p.m. Cases

Jung Min Kwon, Dohnbulja, Inc. T/a Bermuda Bar & Liquors, 1801-03 E. North 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 March 25, 2009 (Re: Alcoholic beverage sold to 19 year old Baltimore City Police Cadet)

DECISION:

Jennifer Yousfi & Jonathan P. Kilberth, Layth Enterprises, LLC T/a La Marsa, 706 S. Broadway – Class “D” Beer, Wine & Liquor License - **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 May 30, 2009 (Re: Establishment has a Class “D” beer, wine & liquor license which must cease operation at 1:00 a.m.; police officer observed patron leaving with open bottle of beer and drinks still on bar and tables at 1:35 a.m.); **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 30, 2009 (Re: Police officer observed patron leaving establishment with open container of beer)

DECISION:

Philip A. Osika, Boaj, LLC T/a Lil Phil’s, 706 S. Broadway – Class “D” Beer, Wine & Liquor License – Application to transfer ownership

DECISION

Thomas N. Coyle, licensee and Carol Wilson, applicant for transfer, TNC, Inc. T/a Half Mile Track, 4108 Frederick Avenue - Class BD7 Beer, Wine & Liquor License - **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 28, 2009 (Re: After 2 a.m., two employees outside establishment yelling) and on August 24, 2009 (Re: Loud music coming from the establishment and several individuals loitering in front of the location); **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 **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 28, 2009 (Re: Police officer observed several patrons at bar drinking and person behind bar preparing a drink at 2:02 a.m.); **Violation of Article 2B §11-304(d)(2)** “In Baltimore City, a licensed premises shall cease all operations, including the serving of alcoholic beverages or food and providing entertainment, at the closing hour for that class of licensed premises specified in this article” on June 28, 2009 (Re: Police observed patrons on licensed premises after 2:00 a.m. closing time); **Violation of Rule 3.03(c)** “Licensees shall keep on their premises records containing the legal names, aliases, addresses, ages, and Social Security numbers of all persons employed by them. Such records shall be open for inspection at all times by duly authorized representatives of the Board, the Police Department of Baltimore City, and other governmental agencies” on June 28, 2009 (Re: Names on employee records did not match names of people working); **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 28, 2009 (Re: Employee did not cooperate with the police during investigation. and attempted to limit where police officer could go) and on August 24, 2009 (Re: Security officer and manager of bar refused to cooperate with police officer concerning loud music); **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 June 28, 2009 (Re: Employee placed trash in garbage bags outside in alley) and on June 28, 2009 (Re: Establishment selling steamed crabs without proper BCHD permit); **Violation of Article 2B§10-503(d)(4)** “A transfer shall be completed not more than 180 days after the Board approves the transfer” (Re: Transfer approved on October 1, 2008; no progress made toward completion)

DECISION: