

April 2, 2014

County Service Building
Hyattsville, Maryland 20781

THE BOARD OF LICENSE COMMISSIONERS MET IN REGULAR SESSION:

ATTENDANCE: Franklin D. Jackson, Chair
Shaihi Mwalimu, Vice Chairman (Arrived Late)
Earl Howard, Commissioner
David Son, Commissioner
Charles Caldwell, III, Commissioner
Edmond B. O'Connell, Counsel
Diane M. Bryant, Administrative Assistant
Kelly E. Markomanolakis, Administrative Aide
Albert Fanelli, Chief
Cristian Mendoza, Deputy Chief

Time: 7:00 p.m.

In the matter of Nnamdi Nwasinoke, Managing Member, **t/a Agama Kitchen and Restaurant**, Class B, Beer, Wine and Liquor, Agama Kitchen & Restaurant LLC, 5640 Annapolis Road, Bladensburg, 20710 is summoned to show cause for alleged violations of Sections 6-201(19)(ii), 9-217(n) of Article 2B of the Annotated Code of Maryland and Rules 26(A)(3), 26(A)(14), 29, 75, 78 of the local rules and regulations of the Board of License Commissioners to wit: That the Prince George's County Police Department allege that on January 4th and 14th, 2014, the licensed premises utilized a promoter; that the licensee is consistently utilizing the services of promoters at the licensed establishment.

- Statements were provided by:
Sergeant Renee Plumb (Police)
Nnamdi Nwasinoke (Licensee)
- **Mr. Son moved to dismiss the charges as outlined in the summons, seconded by Mr. Howard and made unanimous by Mr. Caldwell and Mr. Jackson. Mr. Mwalimu was not present for this show cause matter.**

In the matter of Nnamdi Nwasinoke, Managing Member, **t/a Agama Kitchen and Restaurant**, Class B, Beer, Wine and Liquor, Agama Kitchen & Restaurant LLC, 5640 Annapolis Road, Bladensburg, 20710 is summoned to show cause for alleged violations of Sections 6-201(r)(ii), 3A-F, 9-217(n) of Article 2B of the Annotated Code of Maryland and Rules 26(A)(3), 26(A)(14), 26(B)(14), 29, 75, 78 of the local rules and regulations of the Board of License Commissioners to wit: That on Sunday, January 20, 2014, at approximately 12:05 a.m., Chief Liquor Inspector Albert J. Fanelli observed personnel at the entrance of the licensed establishment checking ID's and collecting a cover charge

and stamping hands; that the licensee was utilizing the services of a promoter and further that a disc jockey and music were being played and the services of a promoter were being utilized; that the licensee was operating the business without the issuance of a Special Entertainment Permit.

- Statements were provided by:
Nnamdi Nwasinokwe (Licensee)
Albert J. Fanelli (Chief Liquor Inspector)
Sergeant Renee Plumb (Police)
- **Mr. Son moved that the licensee be found in violation of the charges as outlined in the summons and that a fine of \$2,500 be imposed, seconded by Mr. Mwalimu and carried by Mr. Caldwell, Mr. Howard and Mr. Jackson.**

In the matter of Donna Potts, President, **t/a Andrew's Restaurant**, Class B (R) Beer, Wine and Liquor, Potts in the Kitchen, Inc., 6407 Suitland Road, Suitland 20746 is summoned to show cause for alleged violations of Sections 6-201(r)(2)(l)(2), 6-201(r)(l)(ii)3A-F of Article 2B of the Annotated Code of Maryland and Rules 26(A)(3), 26(B)(12), 37(D), 58, 59 of the local rules and regulations of the Board of License Commissioners to wit: That on Friday, September 6, 2013, at approximately 9:45 p.m., Inspectors Jerry L. Glenn and Ivan Estrada of the Prince George's County Board of License Commissioners observed that the licensee significantly altered the mode of operation and the format of presentation of alcoholic beverages to the public; that the licensee is selling off sale of alcoholic beverages in a manner not authorized by the Board; that the off sale shelves are not an integral part of the main bar in the main dining room facilities.

- **This case was continued to the Regular Session of May 7, 2014.**

In the matter of Donna Potts, President, **t/a Andrew's Restaurant**, Class B (R) Beer, Wine and Liquor, Potts in the Kitchen, Inc., 6407 Suitland Road, Suitland 20746 is summoned to show cause for alleged violations of Sections 6-201(r)(3)(i)l, 10-405, 9-217(n) of Article 2B of the Annotated code of Maryland and Rules 26(A)(3), 26(A)(14), 26(B)(12), 26(B)(12), 29, 36, 37(A), 37(D), 75 of the local rules and regulations of the Board of License Commissioners to wit: That on Monday, October 28, 2013, at approximately 2:30 p.m., Deputy Chief Cristian Mendoza observed that seven (7) pool tables had been added to the licensed establishment; that the mode of operation has significantly been altered from the original application approved by the Board of License Commissioners, applicants represented by Linda Carter, Esquire.

- Statements were provided by:
Linda Carter (Attorney)
Jerry Glenn (Inspector)
Sergeant Renee Plumb (Police)
Jean Young (Witness for establishment)
Robert Kim (Attorney)

- **Mr. Son moved approval of the pool tables; that further, that the licensee be found in violation of the charges and that a fine of \$1,000 be imposed, seconded by Mr. Howard and made unanimous by Mr. Mwalimu, Mr. Caldwell and Mr. Jackson.**

In the matter of Cherif Haidara, Member, **t/a Crystal's**, Class B, Beer, Wine and Liquor, Crystal's LLC, 1401 University Blvd., Hyattsville 20783 is summoned to show cause for alleged violations of Sections 6-201(19)(ii), 9-217(n) of Article 2B of the Annotated Code of Maryland and Rules 26(A)(3), 26(A)(14), 29, 75, 78 of the local rules and regulations of the Board of License Commissioners to wit: That the Prince George's County Police Department allege that on January 4th and 9th, 2014, the licensed premises utilized a promoter; further, that the licensee is consistently utilizing the services of promoters at the licensed establishment.

- **Sergeant Renee Plumb stated that she would like to withdraw this complaint.**
- **Mr. Howard moved approval of the withdrawal, seconded by Mr. Son and made unanimous by Mr. Mwalimu, Mr. Caldwell and Mr. Jackson.**

In the matter of Derrick A. Williams, Owner, **t/a Infuse**, Class B, BLX, Beer, Wine and Liquor, Infuse, LLC, 6339 Allentown Road, Temple Hills, 20748 is summoned to show cause for alleged violations of Sections 6-201(r)(6)(iii)1-8, 16-301 of Article 2B of the Annotated Code of Maryland and Rules 25, 26(A)(3), 26(A)(14), 26(B)(1), 26(B)(4), 26(B)(14) of the local rules and regulations of the Board of License Commissioners to wit: That on Friday, November 1, 2013, at approximately 11:50 p.m., Chief Inspector Albert J. Fanelli observed a DJ, music playing and a large amount of patrons consuming alcoholic beverages; that the licensed establishment's approved hours of operation were 11:00 a.m. to 11:00 p.m.

- Statements were provided by:
 - Christina Williams (Witness for establishment)
 - Albert J. Fanelli (Chief Liquor Inspector)
 - Cristian Mendoza (Deputy Chief Liquor Inspector)
 - Sergeant Renee Plumb (Police)
 - Derrick Williams (Inspector)
- **Mr. Son moved to dismiss the charges as outlined the summons dated December 20, 2013 and December 23, 2013; that additionally the establishment can stay open a half hour after the conclusion of a televised 2014 NCAA basketball game. Seconded by Mr. Mwalimu and made unanimous by Mr. Caldwell, Mr. Howard and Mr. Jackson.**
- **Additionally the Commissioners approved the following amendment to the Special Entertainment Permit to allow for entertainment as indicated below from 9:00 p.m. to 11:00 p.m.:**
- **Wednesday – Karaoke and D.J.**

- **Thursday – Karaoke and D.J.**
- **Friday – Karaoke and D.J.; Vocalist/Instrumentalist – light music/jazz**
- **Saturday – Karaoke, D.J. and Comedy Night; Vocalist/Instrumentalist – light music/jazz**
- **Sunday – Vocalist/Instrumentalist – light music/jazz**
- **Approved by Mr. Son seconded by Mr. Mwalimu and made unanimous by Mr. Caldwell, Mr. Howard and Mr. Jackson.**

In the matter of Jaskaran S. Gill, Managing Member, Tammy D. Stubblefield, Asst. Member, **t/a Lucky Mart**, Lucky Mart LLC, 4201 Bladensburg Road, Colmar Manor 20722 is summoned to show cause for alleged violations of Sections 8-217(a)(3), 12-108(a), 12-108(d) of Article 2B of the Annotated Code of Maryland and Rules 1(A), 1(B), 1(C), 26(A)(3), 26(B)(3), 29 of the local rules and regulations of the Board of License Commissioners to wit: That on Friday, January 18, 2014, Chief Inspector Albert J. Fanelli and Inspector Timothy McIntosh, of the Board of License Commissioners observed a minor who was working in an undercover capacity purchase and possess a twenty-two ounce bottle of Guinness Beer; further, that the alcoholic beverage was furnished by an agent of the licensee.

- Statements were provided by:
Jaskaran S. Gill (Licensee)
Brian Brown (Inspector)
- **Mr. Son moved that the licensee be found in violation of the charges as outlined and that a fine in the amount of \$1,000 be imposed, seconded by Mr. Howard and made unanimous by Mr. Mwalimu, Mr. Caldwell and Mr. Jackson.**

In the matter of Randall Ray Carmichael, Managing Member/President, Lori Leisher, Resident Agent, Member, **t/a Main Street Sports Grill**, Class B (R) Beer, Wine and Liquor, W & C LLC, 531 Main Street, Laurel 20707, is summoned to show cause for alleged violations of Sections 6-201(19)(ii), 9-217(n) of Article 2B of the Annotated Code of Maryland and Rules 26(A)(3), 26(A)(14), 29, 75 of the local rules and regulations of the Board of License Commissioners to wit: That on Saturday, January 18, 2014 at approximately 9:55 p.m., Deputy chief Cristian Mendoza Munoz and Inspector Jeffrey Brockington observed a live band playing rock and roll music; that the licensee did not have an Exemption to a Special Entertainment Permit or a Special Entertainment Permit.

- Statements were provided by:
Randall Ray Carmichael (Licensee)
Cristian Mendoza (Deputy Chief Liquor Inspector)

- **Mr. Son moved to dismiss the charges as outlined in the summons, seconded by Mr. Howard and made unanimous by Mr. Caldwell, Mr. Mwalimu and Mr. Jackson.**

In the matter of Victor Padilla, President/Treasurer, Jose Rigoberto, Secretary, **t/a Omega Lounge**, Class B (R) Beer, Wine and Liquor, Matthew Group Inc., 1401 University Blvd., Langley Park 20783 is summoned to show cause for alleged violations of Sections 6-201(19)(ii), 9-217(n) of Article 2B of the Annotated Code of Maryland and Rules 269A)(3), 26(A)(14), 269B)(14), 29, 75, 78 of the local rules and regulations of the Board of License Commissioners to wit: That on Friday, December 20, 2013, at approximately 11:20 p.m., Chief Liquor Inspector Albert J. Fanelli and Deputy Chief Cristian Mendoza Munoz observed that the establishment was checking ID's and collecting a cover charge at the door; that the licensee was utilizing the services of a promoter; additionally that the licensee was operating the licensed premises without security as specified in the security plan that was approved for the issuance of a Special Entertainment Permit.

- **Show Cause matter continued to April 9, 2014.**

In the matter of Neil R. Dicken, President, Edith Marston, Secretary, Robert L. Dicken, Treasurer, **t/a Party Time Liquors**, Class A, Beer, Wine and Liquor, Party Time Liquors, Inc., 3307 Rhode Island Avenue, Mt. Rainier, 20712, is summoned to show cause for alleged violations of Sections 8-217(a)(3), 12-108(a), 12-108(d) of Article 2B of the Annotated Code of Maryland and Rules 1(A), 1(B), 1(C), 2(B), 26(A)(3), 26(B)(3), 29 of the local rules and regulations of the Board of License Commissioners to wit: That on Friday, January 18, 2014, Inspectors Timothy McIntosh, and Brian Brown of the Board of License Commissioners observed a minor who was working in an undercover capacity purchase and possess a twenty-two ounce bottle of Corona Beer; further, that the alcoholic beverage was furnished by an agent of the licensee.

- Statements were provided by:
Neil R. Dicken (Licensee)
- **Mr. Son moved that the licensee be found in violation of the charges as outlined and that a fine in the amount of \$1,500 be imposed, seconded by Mr. Howard and made unanimous by Mr. Mwalimu, Mr. Caldwell and Mr. Jackson.**

In the matter of Beth Myers, President/Treasurer, Linda Jenkins, Secretary, **t/a Sweet Soul Southern Avenue**, Class B (R) Beer, Wine and Liquor, Ours at Last, Inc., 817 Southern Avenue, Oxon Hill 20745, is summoned to show cause for alleged violations of Sections 10-202(v)A-E, of Article 2B of the Annotated Code of Maryland and Rules 26(A)(3), 26(A)(14), 26(B)(14), 29 of the local rules and regulations of the Board of License Commissioners to wit: That on Monday, January 13, 2014, at approximately 1739 hours Prince George's County Police were dispatched to the licensed establishment for a report of a shooting; that the investigation revealed a large

pool of blood, shell casings and a deceased victim located inside a closet; that the establishment poses a threat to the peace and safety of the community, licensees represented by Abigale Bruce-Watson, Esquire.

- Statements were provided by:
Sergeant Renee Plumb (Police)
Beth Myers (Licensee)
Abigale Bruce-Watson (Attorney)
- **Mr. Son moved that the licensee be found in violation that the Class B, Beer, Wine and Liquor license be revoked, seconded by Mr. Howard and made unanimous by Mr. Mwalimu, Mr. Caldwell and Mr. Jackson.**

In the matter of Frank A. Little, Jr., Member-Manager, **t/a The Zone**, Class B, Beer, Wine and Liquor, Frank Little Enterprises LLC, 5753 Crain Highway, Upper Marlboro, 20772, is summoned to show cause for alleged violations of Sections 6-201(r)(ii)3A—F, 10-401(a)(2), 9-217(n) of Article 2B of the Annotated Code of Maryland and Rules 26(A)(3), 26(A)(14), 26(B)(13), 26(B)(14), 29, 75, 78 of the local rules and regulations of the Board of License Commissioners to wit: That on December 4, 2013, an altercation ensued within the licensed establishment; that a “signal 13” was broadcasted by the Prince George’s County Police Department; that the establishment poses a threat to the peace and safety of the community; that the licensee was utilizing the services of a promoter and the licensee was operating the licensed premises without an approved security plan as specified in regard to the issuance of a Special Entertainment Permit; that the Special Entertainment Permit was not officially effectuated due to the security plan not being filed and approved by the Prince George’s County Police Department. Licensee failed to appear at the hearing. The Commissioners took notice of the no show appearance of the licensee.

- **Mr. Son moved that the licensee be found in violation of the charges as outlined in the summons and that a fine of \$2,500 be imposed, seconded by Mr. Caldwell and made unanimous by Mr. Howard, Mr. Mwalimu and Mr. Jackson.**

In the matter of Marry Nam, owner, surviving spouse for Richard Changsu Nam, owner, deceased, **t/a Iron Castle Inn**, Class B, (R), Beer, Wine and Liquor, 5451 Annapolis Road, Bladensburg 20710, is summoned to show cause for alleged violations of Sections 6-201(r)(2)2(i)l, 10-504 of Article 2B of the Annotated Code of Maryland and Rules 29, 33, 58 of the local rules and regulations of the Board of License Commissioners to wit: That the licensed establishment has been closed without authorization of the Board of License Commissioners in excess of thirty (30) days. _ stated that he is very familiar with this matter; that in 2001 he opened a liquor store in the District of Columbia and they operated for 5 years; that he was also in the flooring business for 6 years; that he is a busy individual with a wife and a family; that he continued by giving the Commissioners a timeline of the non-issuance of the Use and

Occupancy Permit; that he was supposed to meet with DIE and that did not occur; that Mr. Edelen had open permits and DPIE still did not issue a permit; that they need a fire permit and they are trying so hard; that they will be open by May 31st.

- **Mr. Caldwell moved that the licensee be found in violation and that a fine of \$250 be imposed, seconded by Mr. Son and carried by Mr. Mwalimu. Mr. Jackson and Mr. Howard vote no to the motion.**

Respectfully Submitted,

Diane M. Bryant
Administrative Assistant

Adjourned: 11:10 p.m.