

May 14, 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 - absent
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: 7:08 p.m.

In the matter of Donna M. 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, licensees represented by Linda Carter, Esquire and Robert J. Kim, Esquire

- Statements were provided by:
Linda Carter (Attorney)
- **Mr. Caldwell moved that the licensees be given 60 days to complete the renovations/alterations that will allow for the off sale shelves to be an integral part of the main bar in the main dining room facilities and that a fine of \$250.00 be imposed, seconded by Mr. Howard and carried by Mr. Jackson. Mr. Mwalimu was not available for the case or the vote.**

In the matter of Dinah Okmin Chin, President, Edward Young Chin, Secretary/Treasurer, **t/a Central Avenue Liquors**, Class A, Beer, Wine and Liquor, Youngtaemin Corporation, 6115 Central Avenue, Capitol Heights, 20743, is summoned

to show cause for alleged violations of Sections 12-108(a), 12-108(d), 12-109 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), 26(B)(4), 29, 32 of the local rules and regulations of the Board of License Commissioners to wit: That on Friday, February 7, 2014, at approximately 8:42 p.m., Inspectors Brian Brown and Timothy McIntosh of the Board of License Commissioners observed an underage operative purchase a six pack of Corona Extra Beer; further, that the licensees were uncooperative with the Liquor Inspectors and the alcoholic beverage was furnished to the minor by the licensee, licensees represented by Matthew Gorman, Esquire.

- Statements were provided by:
Brian Brown (Inspector)
Matthew Gorman (Attorney)
Dinah Chin (Licensee)
Edward Chin (Licensee)
- **Mr. Caldwell moved that the licensee be found in violation of the charges as outlined in the summons and that a fine of \$3,500 be imposed. Motion dies.**
- **Mr. Caldwell moved that the licensee be found in violation of the charges as outlined in the summons and that a fine of \$7,500 be imposed, seconded by Mr. Howard and made unanimous by Mr. Mwalimu and Mr. Jackson.**

In the matter of Moussa Toure, President, Dyembe Toure, Vice President, **t/a CocoCabana**, Class B, Beer, Wine and Liquor, Cocody Inc., 2031 A 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), 26(B)(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 February 8, 2014, the licensed premises utilized a promoter; that the licensee is consistently utilizing the services of promoters at the licensed establishment, licensee represented by Matthew Gorman, Esquire.

- Statements were provided by:
Sergeant Renee Plumb (Police)
Matthew Gorman (Attorney)
Moussa Toure (Licensee)
- **Mr. Caldwell moved to dismiss the charges, seconded by Mr. Howard and made unanimous by Mr. Mwalimu and Mr. Jackson.**

In the matter of Carl C. Heeralal, President/Secretary/Treasurer, **t/a Golden Bull Restaurant**, Class B (R) Beer, Wine and Liquor, Coach Lamp Inn, Inc., 9107 Riggs Road, Adelphi, 20783, Adelphi, 20783, is summoned to show cause for alleged violations of Sections 6-201(r)(2)(l)(2), 6-201(r)(i)(ii)3A-F of Article 2B of the Annotated

Code of Maryland and Rules 26(A)(3), 26(B)(12), 58, 59 of the local rules and regulations of the Board of License Commissioners to wit: That on Friday, March 7, 2014, at approximately 6:15 p.m., Deputy Chief Cristian Mendoza of the Prince George's County Board of License Commissioners observed that the licensee is continuing to sell 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, licensees represented by Abigale Bruce-Watson, Esquire. Cristian Mendoza read his report into the record; that there were four cash registers in the liquor store area and one in the bar area of the facility.

- Statements were provided by:
Mohammed Salim (Witness for establishment)
Abigale Bruce-Watson (Attorney)
Ravinder Kaur Melhi (Witness for establishment)
- **Mr. Caldwell moved that the licensee be found in violation of the charges as outlined and that a fine of \$5,000 be imposed along with a ten day suspension of the alcoholic beverage license, seconded by Mr. Mwalimu and carried by Mr. Jackson and Mr. Howard.**

In the matter of Lorraine Newton, President/CEO, Leon S. Bathersfield, Vice President, **t/a Taste of the Caribbean**, Class B, Beer, Wine and Liquor, Taste of the Caribbean Inc., 505 Hampton Park Blvd., #A & B, Capitol Heights, 20743 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 for the Board of License Commissioners to wit: That on Sunday, February 12, 2014, Deputy Chief Cristian Mendoza and Liquor Inspector Saleem Abdul-Mateen of the Prince George's County Board of License Commissioners observed that the licensee was operating the licensed premises without security as specified in the security plan that was approved for issuance of a Special Entertainment Permit; additionally, that the licensee was utilizing the services of a promoter, applicants represented by Linda Carter, Esquire.

- Statements were provided by:
Saleem Abdul Mateen (Inspector)
Cristian Mendoza (Deputy Chief Liquor Inspector)
Lorraine Newton (Licensee)
- **Mr. Caldwell moved to dismiss the charges as listed in the summons, seconded by Mr. Howard and made unanimous by Mr. Jackson and Mr. Mwalimu.**

In the matter of Hazari L. Kapur, Member, **t/a Tick Tock Liquors and Restaurant**, Class B+, Beer, Wine and Liquor, ARD Malhi LLC, 1820 University Blvd., Hyattsville 20783 is summoned to show cause for alleged violations of Sections 10-401(a)(2), 19-

101 of Article 2B of the Annotated Code of Maryland and Rules 5, 26(A)(3), 26(B)(5), 26(B)(10), 26(B)(14), 29 of the local rules and regulations of the Board of License Commissioners to wit: That on Saturday, March 8, 2014 at 2346 hours, Prince George's County police officers responded to the establishment for a report of a cutting; that upon arrival the suspect had a laceration on his right shoulder and he was intoxicated; that the victim of the cutting was found in the vicinity of the establishment and he was heavily intoxicated; that the establishment constitutes a threat to the peace and safety of the community, licensee represented by Abigale Bruce-Watson, Esquire.

- Statements were provided by:
Abigale Bruce-Watson (Attorney)
Officer Heaney (Police)
Sergeant Renee Plumb (Police)
Officer Eftre Torres (Police)
Jeff (Witness for establishment)
Maria Guardado (Witness for establishment)
David Jarrell (Witness for establishment)
- **Mr. Caldwell** moved that the licensee be found in violation of the charges and that a fine in the amount of \$5,000 be imposed along with a 30 day suspension, seconded by Mr. Howard and made unanimous by Mr. Jackson and Mr. Mwalimu.
- **Mr. Jackson** stated that findings of fact and conclusions of law will be drafted regarding the basic charge of the licensees operating the premises in a manner which endangered the peace and safety of the neighborhood; that the specific sections charged were Section 10-401(a)(2) and Section 12-108(a) of Article 2B and Rules 5, 26(A)(3), 26(B)(5), 26(B)(10), 26(B)(14) and 29.

In the matter of Hazari L. Kapur, Member, **t/a Tick Tock Liquors and Restaurant**, Class B+, Beer, Wine and Liquor, ARD Malhi LLC, 1820 University Blvd., Hyattsville 20783 is summoned to show cause for alleged violations of Sections 10-401(a)(2), 19-101 of Article 2B of the Annotated Code of Maryland and Rules 26(A)(3), 26(B)(5), 26(B)(10), 26(B)(14), 29 of the local rules and regulations of the Board of License Commissioners to wit: That on Sunday, March 23, 2014, at approximately 2206 hours, Prince George's County Police Officers responded to the establishment for a report of an assault; that upon arrival the victim, who was bleeding from his face and head was unable to provide much information; that the police officers observed from the security video that the perpetrator and the victim were seated at the bar; that the victim got up and stepped away from the bar; that the perpetrator reached over the bar and unscrewed a foot long handle from one of the beer taps; that when the victim returned to the bar, the perpetrator struck the victim in the head and face with the handle five times before security could case the violent activity.

- **Mr. Jackson** stated that this case will be continued to the Regular Session of June 4, 2014.

In the matter of Jose Escobar, President, Dora Escobar, Treasurer, Jose Andres Portillo, Secretary, **t/a La Chaquita Restaurant**, Class B, BLX, Beer, Wine and Liquor, JRE Corp., 1500 University Blvd., East, Hyattsville, 20783, is summoned to show cause for alleged violations of Sections 6-201(r)(6)(i) of Article 2B of the Annotated Code of Maryland and Rules 11, 269A)(8), 26(B)(4), 29, 32 of the local rules and regulations of the Board of License Commissioners to wit: That on Wednesday, March 26, 2014, Chief Liquor Inspector Albert J. Fanelli and Deputy Chief Cristian Mendoza-Munoz of the Prince George's County Board of License Commissioners observed that the Financial Services Store and the Telephone Store was stocked, manned and operational; that the licensees failed to obey an order to the Board; that additionally on Thursday, March 27, 2014, Inspector Joseph Tredway of the Prince George's County Board of License Commissioners observed that the Financial Services Store and the Telephone Store was stocked, manned and operational; that the licensees failed to obey an order of the Board.

- Statements were provided by:
Jose Portillo (Licensee)
Albert J. Fanelli (Chief Liquor Inspector)
Andres Portillo (Licensee)
- **Mr. Howard moved that the licensee be found in violation of the charges as outlined in the summons and that a fine of \$500 be imposed, seconded by Mr. Jackson and carried by Mr. Howard. Mr. Mwalimu votes no to the motion.**

In the matter of Gerson Arias, President/Secretary/Treasurer, Gasela, Inc., **t/a Mi Mariachi II Restaurant**, 10841 Lanham-Severn Road, Glendale 20769 is summoned to show cause for alleged violations of Sections 19-101 of Article 2B of the Annotated Code of Maryland and Rules 5, 26(A)(3), 26(B)(5), 26(B)(10), 26(B)(14), 29 of the local rules and regulations of the Board of License Commissioners to wit: That on Saturday, March 8, 2014, at approximately 1:50 a.m., Chief Inspector Albert J. Fanelli and Deputy Chief Cristian Mendoza of the Prince George's County Board of License Commissioners observed a disorderly and intoxicated patron in the establishment; that subsequently, the patron was escorted out of the licensed establishment by Officer Jose Perez of the Prince George's County Police Department.

- Statements were provided by:
Cristian Mendoza (Deputy Chief Liquor Inspector)

Matthew Gorman (Attorney)
Officer Jose Perez (Police)

- **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.**

Respectfully Submitted,

Diane M. Bryant
Administrative Assistant

Adjourned: 12:40 a.m.