

August 23, 2016

9200 Basil Court
Largo, MD 20774

THE BOARD OF LICENSE COMMISSIONERS MET IN REGULAR SESSION:

PRESENT: Charles W. Caldwell, III, Chairman
Earl Howard, Commissioner
Kenneth J. Miles, Commissioner
Anuj Sud, Commissioner
David D. Son, Chief Liquor Inspector
Cristian Mendoza, Deputy Chief Liquor Inspector
Kelly E. Markomanolakis, Administrative Assistant

Time: 10:00 a.m.

In the matter of David Hillman, Member/Authorized Person, Richard Hillman, Member/Authorized Person, Anthony Izzo, Member/Authorized Person, Michael Franklin, Member/Authorized Person, for a New Class B(BH), Beer, Wine and Liquor License for the use of The Hotel at UMCP ABC, LLC, **t/a The Hotel at the University of Maryland**, 7777 Baltimore Avenue, College Park, 20740. Applicants represented by Linda Carter, Esquire.

Linda Carter, Esquire stated that the applicants had signed the property use agreement; that they accepted the recommendations of the city.

Robert Ryan stated that he is the Director of Public Services for College Park; that the property use agreement has been accepted; that he is here to endorse the application.

Mr. Sud moved to approve the Class B, (BH), Beer, Wine and Liquor License, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

In the matter of Michael Isabella, Jr., Managing Member/Authorized Person, for a New Class B(BLX), Beer, Wine and Liquor License for the use of CPKAP, LLC, **t/a Kapnos Taverna**, 7777 Baltimore Avenue, Suite B, College Park, 20740, **and** Adam Greenberg, Managing Member/Authorized Person, for a New Class B(BLX), Beer, Wine and Liquor License for the use of Pizza Zone of College Park, **t/a Potomac Pizza**, 7777 Baltimore Avenue, Suite D, College Park, 20740.

Robert Ryan stated that he is the Director of Public Services for College Park; that the property use agreements has been accepted; that he is here to endorse both of these applications.

Mr. Sud moved to approve the Class B, (BLX), Beer, Wine and Liquor Licenses, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

In the matter of Substitution of Corporate Officers applications, **t/a Applebee's (Bowie)**, Class B(BLX), Beer, Wine and Liquor License, Potomac of Prince George's, LLC, 4100 Robert Crain Highway, Bowie, 20716, Mark Kaiser to serve as Authorized Person in the place and stead of Kevin Hyland, **and** a Substitution of Corporate Officers applications, **t/a Applebee's (College Park)**, Class B(BLX), Beer, Wine and Liquor License, Potomac of Prince George's, LLC, 7242 Baltimore Blvd., College Park, 20740, Mark Kaiser to serve as Authorized Person in the place and stead of Kevin Hyland, **and** a Substitution of Corporate Officers applications, **t/a Applebee's (Forestville)**, Class B(BLX), Beer, Wine and Liquor License, Potomac of Prince George's, LLC, 3447 Donnell Drive, Forestville, 20747, Mark Kaiser to serve as Authorized Person in the place and stead of Kevin Hyland, **and** a Substitution of Corporate Officers

applications, **t/a Applebee's (Laurel)**, Class B(BLX), Beer, Wine and Liquor License, Potomac of Prince George's, LLC, 13600 Baltimore Avenue, Laurel, 20707, Mark Kaiser to serve as Authorized Person in the place and stead of Kevin Hyland, *and a* Substitution of Corporate Officers applications, **t/a Applebee's (Largo)**, Class B, Beer, Wine and Liquor License, Potomac of Prince George's, LLC, 1000 Largo Center Drive, 20774, Mark Kaiser to serve as Authorized Person in the place and stead of Kevin Hyland.

Applicants represented by Leanne Schrecengost, Esquire

Mark Kaiser stated that he is a resident of Glen Burnie; that he served on these license three years ago; that he is the area director; that he left Applebee's and went to work at T.G.I. Friday's; that he has now returned; that he is familiar with the rules and regulations; that the application as filed is true and correct; that he has not been convicted of a felony; that you must be 18 to sell and 21 to consume alcoholic beverages; he stated the five acceptable forms of identification.

Mr. Sud moved approval of the substitution of corporate officers applications, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

In the matter of a Substitution of Corporate Officers application, **t/a Joe's Crab Shack**, Class B (BLX), Beer, Wine and Liquor License, Joe's Crab Shack-Maryland, Inc., 6002 Greenbelt Road, Greenbelt, 20770, Robert Merritt to serve as the CEO/President, Brad Leist to serve as Secretary/Treasurer, Steve Metzger to serve as Vice President, in the place and stead of James Mazany, Edward Engle and Michael Dixon. Applications represented by Leanne Schrecengost, Esquire

Brad Leist stated that he is the CFO for Joe's Crab Shack; that he is familiar with the rules and regulations; the you must be 21 to consume and 18 to sell alcoholic beverages; he stated the five acceptable forms of identification; that there are no changes to the application as filed; that he has not been convicted of a felony; that he has not been charged with any gambling or alcoholic beverage laws; that he holds a license in Baltimore Co.; that he has not been charged with any violations.

Robert Merritt stated that he is the Chief Executive Officer; that the application is correct as filed; that he has not been charged with a felony; that he is the director of operations.

Steven Metzger stated that he is general counsel; that the application is true and correct as filed; that he has not been charged with a felony; that there are four stores in Maryland.

Mr. Sud moved approval of the substitution of corporate officers application, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

In the matter of a Substitution of Corporate Officers application, **t/a Country Club at Woodmore**, Class C(GCC), Beer, Wine and Liquor License, Concert Woodmore Bevco, LLC, 12320 Pleasant Prospect, Mitchellville, 20721, Mary Ann Hudgins to serve as Authorized Person, in the place and stead of Jon Vodehnal. Applicants represented by Robert Kim, Esquire.

Mr. Sud stated that he would recuse himself from this matter because he is a member of the County Club at Woodmore.

Mary Hudgins stated that she is the full time general manager; that she was previously director of catering; that she is a resident of New Market; that she is a citizen of the United States; that she has been a Maryland resident for 40 years; that she has not been found guilty of a felony; that she was previously a licensee at Whiskey Creek in Frederick; that there were no violations; that she works full time at the license premises; that she is familiar with the rules and regulations; that she is alcohol awareness certified; that all the bartenders and wait staff are alcohol awareness certified; that they recently pass a compliance check; that she will assure that the business will comply with the rules and regulations of the Board; that you must be 21 to consume and 18 to serve alcoholic beverages; she stated the five acceptable forms of identification; that there are no changes to the application; that they

will not offer events that are advertised on social media; that the member of the homeowners association are not automatically member of the country club; that they have addressed the concerns with the parking; that the country club is owned by a California company.

Robert Kim, Esquire stated that the management of the country club has agreed to contribute to road maintenance.

Mr. Howard moved approval of the substitution of corporate officers application, seconded by Mr. Miles and carried by Mr. Caldwell. Mr. Sud did not vote.

In the matter of Ankur Patel, Managing Member/Authorized Person, Kevin Patel, Authorized Person, Kalpesh Patel, Authorized Person, Piyush Patel, Authorized Person, for a Class BH, Beer, Wine and Liquor License for the use of DC West Beverage, LLC, **t/a Holiday Inn/Moose Creek Steakhouse**, 10000 Baltimore Avenue, College Park, 20740, transfer from OpRock College Park Beverage, LLC, t/a Moose Creek Steak House, Peter Falco, Authorized Person, Walter Schmidt, Authorized Person, Patricia Bulla, Authorized Person. Applicants represented by Douglas Meister, Esquire.

Robert Ryan stated that he is the Director of Public Services for College Park; that the property use agreement has been accepted; that he is here to support the application.

Douglas Meister, Esquire stated this establishment looks good but it will look even better.

Mr. Sud questioned if the transferors had consented to the transfer.

Douglas Meister, Esquire stated that the application would be completed; that this was an oversight; that he has a power of attorney for the transferors.

Mr. Caldwell stated that this application would be continue to later on the agenda to enable the application to be fully completed.

In the matter of Dhruv M. Jani, Member-Manager, Mitchell David, Member, for a Class A, Beer, Wine and Liquor License for the use of C.D. Spirits, LLC, **t/a C.D. Liquors**, 4945 Marlboro Pike, Capitol Heights, 20743, transfer from NARA Enterprises Inc., t/a C.D. Liquors, Byung Lee, President/Secretary/Treasurer. Applicants represented by Robert Kim, Esquire.

Mitchell David stated that he is a resident of Bowie; that he is a citizen of the United States; that he has been a resident of the State of Maryland for 68 years; that he has not been convicted of a felony; that he was charged with a sale to a minor when he was the licensee at t/a David's Liquors; that he has not had a license denied or revoked; that he does not have an interested in any other business with an alcoholic beverage license; that he holds 25% of the stock; that he will work on the premises 30-40 hours a week; that he is familiar with the rules and regulations; that he is alcohol awareness certified; that you must be 21 to purchase and 18 to serve alcoholic beverages; he stated the five acceptable forms of identification; that he does not have any changes to the application as filed; that he understands and accepts the responsibilities of holding the license; that he sold David's Liquors; that he is not the general manager of this business; that he was recommended by a friend; that the business could keep the existing employees.

Dhruv Jani stated that he is a resident of Pittsburgh, Pennsylvania; that he previously lived in Virginia; that he plans to move back to Maryland; that he will be on the premises a couple of days every two weeks; that he is a citizen of the United States; that he was previously part owner of Meyers Liquors; that he was not charged with any violations; that he has not had a license revoked; that he has not had a license denied or revoked; that he does not have an interest in any other business with an alcoholic beverage license; that he is member/owner of the business; that he holds 75% of the stock; that he is alcohol awareness certified; that you must be 21 to purchase and 18 to sell alcoholic beverages; he stated the five acceptable forms of identification; that there are no changes to the application; that he

understands and accepts the responsibilities of holding a license; that he was the licensee at Meyer's Liquors for six years; that he purchased a hotel in Pittsburg; that Meyer's Liquor is located on Branch Avenue; that he also owns a Stop N Shop in Pittsburgh; that he has two daughters, that have two daughters is expensive; that he intends to move to Maryland in the next eight months; that Ms. Lee will continue to work at the business; that he intends to keep the existing employees. Mr. Sud moved approved of the transfer application seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

In the matter of Kyung Hoon Ha, President, Danesa Zambrano, Vice President, for a Class B, Beer, Wine and Liquor License for the use of Laurel Sakura, LLC, **t/a Sakura Japanese Steakhouse**, 13487 Baltimore Avenue, Laurel, 20707, transfer of location from Blow Fish House, t/a Blow Fish Restaurant, Yue Lin, President/Secretary/Treasurer, Samuel Mendez, Assistant Secretary, Bin Yao, Vice President. Applicants represented by Regis Johnston, Esquire.

Regis Johnston, Esquire stated that this is an exchange of licenses; that the existing license at t/a Sakura is a B+, Beer, Wine and Liquor License; that t/a Sakura is not moving; that Kyung Hoon Ha was vetted when she received the license; that the Palmer Restaurant Decision was invoked for Charles DiVicenzo. Kyung Hoon Ha stated that he holds 75% of the stock in the corporation; that she is the owner of the business; that the application is true and correct.

Danesa Zambrano stated that she is a resident of Hyattsville; that she is a citizen; that she is a resident of Maryland; that she is a member of the LLC; that she has 25% of the ownership; that she does not have an interest in any other business with an alcoholic beverage license; that she was previously a licensee at 51 Restaurant; that she is no longer a licensee for that business; that she has not be charged with any violations; that she has not been convicted of a felony; that she has not been charged with violating any gambling laws; that she is familiar with the rules and regulations; she stated the five acceptable forms of identification; that she is a full time employee; that the current management will continue.

Regis Johnston, Esquire stated the application should be amended to represent the restaurant being 4000 square feet.

Ms. Sud moved approval of the amendment, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

Board's Exhibit #1 – Deputy Chief Cristian Mendoza presented the map.

Mr. Sud moved approval of the transfer of location, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

In the matter of Bin Yao, President/Secretary/Treasurer, for a Class B+, Beer, Wine and Liquor License for the use of BQZ, LLC, **t/a Riggs Seafood and Liquors**, 9107 Riggs Road, Hyattsville, 20783, transfer of location from Laurel Sakura, LLC, t/a Sakura Japanese Steakhouse, Kyung Hoon Ha, President, Charles DiVicenzo, Vice President. Applicants represented by Keith Showstack, Esquire.

Bin Yoa stated that he is a resident of Beltsville; that he holds 100% of the interest; that he has been a resident of Maryland for 16 years; that he is a citizen; that he obtained his citizenship two weeks ago; that he has not been convicted of a felony; that he has not been charged with violating the gambling laws; that he has not had a license denied or revoked; that he holds the license at Blow Fish; that he was charged with violating the Special Entertainment Permit; that he will work 60 hours a week; that he has read the rules and regulations; that the application is accurate as filed; that you must be 18 to sell and 21 to purchase alcoholic beverages; he stated the five acceptable forms of identification; that their policy will be to have all employees alcohol awareness certified; that they will not accept vertical

identifications; that anyone appearing under the age of 35 will be carded; that they have a POS system; he presented the restaurant menu; that he was a seafood wholesaler for nine years; that he is a member of the Board's Advisory Council; that he will be working on the off sale portion of the business; that this will be a restaurant with a carryout; that they have 120 seats; that the business is 6,000 square feet; that they will have 10-12 employees; 2 employees in the kitchen, 3-4 in the restaurant and 3-4 in the liquor store; that the anticipate spending \$600,000 - \$700,000 on the build out; that the estimated opening is in 3-4 months; that they need a new use and occupancy permit; that there is an existing restaurant.

Mr. Sud moved to amend the application to reflect Mr. Yoa's citizenship, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

Bin Yoa stated that he was found in violation of a sale to a minor in May 2016; that the sale was made by a new employee; that they will have digital calendars and a POS system to ensure no sales are made to minors; that the hours of operation will be from 10:00 a.m. to 12 midnight seven days a week for on sale and 10:00 a.m. to 12 midnight six days a week (not Sunday) for off sale.

Mr. Sud moved to amend the application to reflect the corrected hours, seconded by Mr. Miles and made unanimous by Mr. Howard and Mr. Caldwell.

Board's Exhibit #1 – Deputy Chief Cristian Mendoza presented the map.

Mr. Sud moved to approve the transfer of location application, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

In the matter of Mark Ridley, Authorized Person, Managing Member, Sharon Ridley, AP, Member, for a new Class B(BLX), Beer, Wine and Liquor License for the use of M & SR Enterprises, LLC, **t/a The Brass Tap-National Harbor**, 164 Fleet Street, National Harbor, 20745. Applicants represented by Linda Carter, Esquire.

Linda Carter, Esquire stated that this is a franchise; that they will have 60 beers on tap; that the focus is on beer; that they will offer over 300 beers; that they will have 108 seats; that this is an upscale brewery; that they anticipate opening in December or January.

Mark Ridley stated that all the managers and wait staff will be alcohol awareness certified; that he will only hire employees over 21 years of age; that the application as filed is true and correct; that this is his 1st venture into this type of business; that he retired from the government after 30 years; that he has been brewing beer and wine for his personal consumption for 15 years; that his wife works for the Veterans Administration; that he will be on the premises all the hours the business is open; that they hope to open at the end of the year; that they anticipate a daily customer count of 200-250 people; that they will offer American pub food; that they will have 12-15 employees.

Sharon Ridley stated that she has 20 years of service in the Federal Government.

Mr. Sud move to amend the application to reflect Sharon Ridley as 50% owner, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

Board's Exhibit #1 – Deputy Chief Cristian Mendoza presented the map.

Mr. Sud moved to approve the Class B, BLX, License, seconded by Mr. Miles and made unanimous by Mr. Howard and Mr. Caldwell.

In the matter of Jesus Mejia, President/Secretary/Treasurer for a New Class B, Beer, Wine and Liquor License for the use of El Mexireno Restaurant, Inc., **t/a El Mexireno Restaurant**, 5494 St. Barnabas Road, Oxon Hill, 20745. Applicant represented by Keith Showstack, Esquire.

Jesus Mejia stated that he is a resident of Oxon Hill; that he is 100% owner of the restaurant; that he has been a resident of Maryland for 17 years; that he is a citizen; that he has been a resident for seven

years; that he has not been convicted of a felony; that he has not been charged with violating gambling laws; that he has not had a license denied or revoked; that he does not have another business with a liquor license; that he is the owner/operator of this restaurant; that they have been open for one year selling food; that they have a restaurant with Mexican food; that you must be 18 to sell alcoholic beverages; that he has read the rules and regulations; that the application is true and correct; that hours of operation are accurate on the application; that the restaurant is 1500 square feet; he stated the five acceptable forms of identification; that he is alcohol awareness certified; that approximately 100 patrons signed a petition in support of the license; that they are located in the Sunrise Shopping Center; that they are doing good; that their customers have requested beer, wine and liquor; that they have four employees; that all the employees will be alcohol awareness certified; that they will not accept vertical identifications; that they will card anyone who appears under the age of 35; that they offer Mexican/Salvadorian food; that they intend to make improvements to the restaurant; that they currently gross approximately \$200,000 annually; that the rent is \$2,500 a month; that they anticipate investing \$100,000 in the sale of beer, wine and liquors; that they anticipate at 35% increase in sales; that he was in the Army; that he credits the Army with his discipline; that they are open for breakfast every day at 6 that the proposed hours of operation are 6:00 a.m. to 2:00 a.m. Friday and Saturday and 6:00 a.m. to 10:00 p.m. Sunday through Thursday.

Mr. Sud moved to amend the hours of operation as requested, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

Jesus Mejia stated that there will be a pass through bar; that he is taking care of the taxes; that he understands the rules and regulations.

Board's Exhibit #1 – Deputy Chief Cristian Mendoza presented the map.

Mr. Sud moved approval of the license, seconded by Mr. Miles and made unanimous by Mr. Howard and Mr. Caldwell.

In the matter of Ankur Patel, Managing Member/Authorized Person, Kevin Patel, Authorized Person, Kalpesh Patel, Authorized Person, Piyush Patel, Authorized Person, for a Class BH, Beer, Wine and Liquor License for the use of DC West Beverage, LLC, **t/a Holiday Inn/Moose Creek Steakhouse**, 10000 Baltimore Avenue, College Park, 20740, transfer from OpRock College Park Beverage, LLC, t/a Moose Creek Steak House, Peter Falco, Authorized Person, Walter Schmidt, Authorized Person, Patricia Bulla, Authorized Person. Applicants represented by Douglas Meister, Esquire.

Robert Ryan stated that he is the Director of Public Services for College Park; that the property use agreement has been accepted; that he is here to support the application. – Application continued for earlier today.

Douglas Meister, Esquire stated the application is complete; that he signed the application with a Power of Attorney; that the Power of Attorney is true and correct; that this is a transfer of ownership; that this is a family taking ownership; that they are experienced.

Ankur Patel stated that he is a resident of Jessup; that he is a citizen; that he is a registered voter; that he has been in the hospitality industry since college; that he is the asset manager; that no one other than the licensee have an interest; that he has not been charged with violating the gambling laws; that he has not been convicted of a felony; that he has an interest in the Holiday Inn in Jessup; that he has been a licensee in Howard County for five years; that they have not been charged with any violations; that he understand the responsibility of the license; that you must be 21 to purchase and 18 to sell alcoholic beverages; he stated the five acceptable forms of identification; that there will be no change in the mode of operation; that he will be on the premises 20-30 hours per week; that they have a general manager; that the license would serve to accommodate the public; that the license will not be a threat

to the peace and safety; that they will be renovating the hotel; that they intend to invest \$6 million in the renovation; that this is a larger hotel than the one located in Jessup; that they anticipate \$1.7 million in beer and food sales; that this entity will not be paying the hotel tax.

Mr. Caldwell stated that this application would be continue to the end of the agenda to enable the corporate structure to be amended.

In the matter of George Mbeng, Authorized Person, Florence Ndi, Authorized Person/Managing Member, Bianka Mbeng, Authorized Person/Member, Class B(BLX), Beer, Wine and Liquor, **t/a 5 Sisters Restaurant**, is summonsed to show cause for an alleged violations of Sections 6-201(r), 9-217(n) and 10-501 of the Article 2B of the Annotated Code of Maryland and Rules 25, 29, 36 and 75 of the Rules and Regulations for Prince George's County to wit: That on Monday, May 30, 2016 at approximately 12:15 a.m., Inspector Joseph Tredway of the Prince George's County Board of License Commissioners observed the establishment open and operating after 12:00 midnight, with entertainment and without security and that the business was not in compliance with the conditions and restrictions placed upon the issuance of the Class B, BLX, Beer, Wine and Liquor License, the licensee was provided a copy of the Inspector's Report and the subsequent written report is available from the Board's Office. Furthermore the licensee was previously found in violation of Purchasing from other than a dually authorized wholesaler on January 13, 2016 and a fine of \$500 was imposed **and** George Mbeng, Authorized Person, Florence Ndi, Authorized Person/Managing Member, Bianka Mbeng, Authorized Person/Member, Class B(BLX), Beer, Wine and Liquor, **t/a 5 Sisters Restaurant**, is summonsed to show cause for an alleged violations of Sections 6-201(r), 9-217(n) and 10-501 of the Article 2B of the Annotated Code of Maryland and Rules 25, 29, 36 and 75 of the Rules and Regulations for Prince George's County to wit: That on Monday, May 30, 2016 at approximately 1:25 a.m., Inspector Joseph Tredway of the Prince George's County Board of License Commissioners observed the establishment open and operating after 12:00 midnight, with entertainment and without security and that the business was not in compliance with the conditions and restrictions placed upon the issuance of the Class B, BLX, Beer, Wine and Liquor License, the licensee was provided a copy of the Inspector's Report and the subsequent written report is available from the Board's Office. Furthermore the licensee was previously found in violation of: Purchasing from other than a dually authorized wholesaler on January 13, 2016 and a fine of \$500 was imposed **and** George Mbeng, Authorized Person, Florence Ndi, Authorized Person/Managing Member, Bianka Mbeng, Authorized Person/Member, Class B(BLX), Beer, Wine and Liquor, **t/a 5 Sisters Restaurant**, is summonsed to show cause for an alleged violations of Sections 6-201(r), 9-217(n) and 10-501 of the Article 2B of the Annotated Code of Maryland and Rules 25, 29, 36 and 75 of the Rules and Regulations for Prince George's County. to wit: That on Saturday, June 18, 2016 at approximately 1:45 a.m., Deputy Chief Cristian Mendoza and of the Prince George's County Board of License Commissioners and the Prince George's County Police Department observed the establishment open and operating after 12:00 midnight, with entertainment and without security and that the business was not in compliance with the conditions and restrictions placed upon the issuance of the Class B, BLX, Beer, Wine and Liquor License, the Inspector's Report and the subsequent written report is available from the Board's Office. Furthermore the licensee was previously found in violation of Purchasing from other than a dually authorized wholesaler on January 13, 2016 and a fine of \$500 was imposed. Licensee represented by Linda Carter, Esquire.

Linda Carter, Esquire stated that the licensee does not challenge the facts of the cases.

Joseph Tredway read the report regarding the incident on May 30, 2016 at 11:15 a.m. into the record; that there was not a DJ; that the person was a MC; that he heard the music from outside the establishment; that there was a music station; that they had a DJ both; that there were speakers

throughout; he read the report regarding the incident on May 30, 2016 at 1:25 a.m. into the record; that the doors were locked; that the patrons departed by 2:00 a.m.; that the business did not immediately close; that there were approximately 40 cars in the parking lot; that the patrons were locked in the business; that he told them they were operating after their approved hours.

Cristian Mendoza read the report regarding the incident on June 18, 2016 at 1:45 a.m. into the record; that there were approximately 70 patrons; that there was patrons dancing; that the music was loud; that the licensee indicated that they wanted to close but the patrons were slowing paying their checks; that they departed the business at 2:30 a.m.

Corporal Cicale stated that an undercover police officer entered the business; that at 1:45 a.m. the undercover was able to order and be served food and alcohol; that there was no security on the premises; that the patrons were well dressed and well behaved.

Bianca Mbeng stated that she is a resident of Laurel; that she is involved in the operation; that her Mom has serious health issues; that this is a large space; that she didn't know about the community concerns and the history before entering into a lease; that they did not have an attorney when they signed the lease; that the business is up to fire code; that the police were supposed to be there that night; that they weren't letting additional patrons in the business; that she acknowledge that business was open; that she understands the conditions on the license; that every customer must be off the premises by midnight; that they have lost over \$1000 since the suspension of the license; that she acknowledges there are challenges with the business; that the rent is \$11,500.

Linda Carter, Esquire stated that they acknowledge the business was open; that there were no police officers; that they understand they made a commitment to have police; that the licensees were cooperative; that the patrons were well behaved; that this business has had a lot of bumps along the way; that there are cultural differences; that this is a good location; that the licensees were unaware of the concerns; that they continue to make mistakes; that the license has been suspended for 20 days; that the licensees are require to comply with the Board; that she will work closely with the licensees; that the customers were not problematic.

Mr. Sud moved to impose a fine of \$15,000 and revoke the license, seconded by Mr. Howard
Ms. Sud stated that the licensees were grossly negligent; that the license was issued on March 25th with the conditions; that there would be no dancing or music; that the conditions were imposed to protect from the business being a threat to the peace and safety of the neighborhood; that they remained open two months after they agreed to the conditions; they remained open after the first violation; that three weeks later they stayed open after the approved hours; that they were still offering food and alcohol; that they had dancing and music; that based on the past actions he does wasn't to risk something happening; that the do not have a Special Entertainment Permit; that because they entered into a bad lease doesn't mean they get to violate the liquor license.

Mr. Howard stated that he doesn't agree with the revocation; that the licensee didn't pay attention to the inspector or to the Board.

Mr. Caldwell stated that the license has been suspended for 19 days; that he is concerns about the revocation; that a license can be suspended or revoked on the first violation; that the licensee have a lot of money in this business.

Mr. Howard stated that that he is for the maximum fine and a suspension.

Mr. Sud withdrew his motion.

Mr. Sud moved to continue the suspension for a total of 30 days and to impose a fine of \$15,000, seconded by Mr. Howard and made unanimous by Mr. Miles and Mr. Caldwell.

In the matter of Ankur Patel, Managing Member/Authorized Person, Kevin Patel, Authorized Person, Kalpesh Patel, Authorized Person, Piyush Patel, Authorized Person, for a Class BH, Beer, Wine and Liquor License for the use of DC West Beverage, LLC, **t/a Holiday Inn/Moose Creek Steakhouse**, 10000 Baltimore Avenue, College Park, 20740, transfer from OpRock College Park Beverage, LLC, t/a Moose Creek Steak House, Peter Falco, Authorized Person, Walter Schmidt, Authorized Person, Patricia Bulla, Authorized Person. Applicants represented by Douglas Meister, Esquire.

Mr. Sud stated that he reviewed the amended corporate structure; that he believes that the change addresses the Board concerns.

Kalpesh Patel stated that he is a resident of Baltimore; that the application as filed is true and correct; that he is a citizen.

Kevin Patel stated that he is a resident of Washington, DC; that the application as filed is true and correct; that he is a citizen.

Piyush Patel stated that he is a resident of Lanham; that the application as filed is true and correct; that he is a citizen.

Mr. Howard moved approval of the transfer application, seconded by Mr. Miles and made unanimous by Mr. Sud and Mr. Caldwell.

Respectfully submitted,

Kelly E. Markomanolakis
Administrative Assistant

Adjourned 2:10 p.m.