

**THE ALCOHOL BEVERAGE BOARD  
THURSDAY, MARCH 8, 2012 @ 1:00 PM  
COUNTY COMMISSIONERS CONFERENCE ROOM  
CHESAPEAKE BUILDING  
41770 BALDRIDGE STREET  
LEONARDTOWN, MD 20650**

The meeting of the Alcohol Beverage Board of St. Mary's County was held on Thursday, March 8, 2012 at 1:00 P. M. in the County Commissioners Conference Room, Chesapeake Building, Leonardtown, Maryland.

Moses Saldaña, Chairman  
William R. Cullins III, Vice-Chairman  
Aaron Mathis, Member  
Betty Currie, Member  
Linda Palchinsky, Member  
Joann Wood, Attorney  
Tamara Hildebrand, Board Administrator  
Inspector (vacant position)  
DFC James Stone, Alcohol Enforcement Officer

Chairman Saldaña called the meeting to order. Member Currie moved to approve the minutes of February 9, 2012. It was seconded by Member Palchinsky. Motion carried. The Board was introduced to the audience and Chairman Saldaña explained the process the Board follows regarding violations and read the possible penalties.

**New Business:**

- **Violations:**

- **St. James Pub** – John W. Langley & Doretta D. Adams

- Consumers remaining on premises of the establishment, after 2:00 am in violation of §4.02 of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County.

- The license holders appeared before the Board and admitted that the violation did in fact occur. Ms. Wood read the facts of the case into the record and the Board moved into the penalty phase. Member Currie made the motion for \$100 fine and attendance to the RAST training. Vice Chairman Cullins seconded. Motion carried.

- **Chef's American Bistro** – Keith Francis, Rhonda Williams & Thomas Vandy

- Consumers remaining on the premises of the establishment after 2:00 am in violation of §4.02 of the Rules & Regulations of the Alcohol Beverage Board of St. Mary's County

- Continued failure to maintain records of employees who have attended the authorized alcohol awareness training course, said information to remain current and available for inspection by duly authorized representatives of the Board, said incident in violation of the Maryland Annotated Code Art. 2B §13-101 & §4.01 of the Rules and Regulations of the Alcohol Beverage Board of St. Mary's County.

- Offering for sale & keeping on premise alcoholic beverages which had not been purchased from a duly licensed manufacturer, wholesaler, or private bulk sale permit holder, or nonresident winery permit holder in violation of Maryland Annotated Code Art. 2B §12-107.

- The license holders were not in attendance. Mr. Francis and Ms. Williams had each given Chef Ahmed Koroma permission to speak on their behalf and Mr. Koroma stated that Mr. Vandy had done the same but there was no written approval/proof. Mr. Mattingly, the attorney for the establishment was also not in attendance. Mr. Koroma asked for a continuance on behalf of the attorney, but Chairman Saldana said they would proceed with the hearing. Mr. Koroma stated that the first two charges did in fact occur but that the third one did not. The Board heard testimony for the third charge before they proceeded to the penalty phase. Dennis Czorapinski, an agent from the Comptroller's Office presented testimony that on a routine inspection of the establishment, he found several bottles of liquor with a

gummy substance and some partial labels on them, violating a state law that the restaurant's alcohol had to be purchased from a licensed manufacturer or wholesaler. After hearing all the testimony in the case, Vice Chairman Cullins made the motion that the violation did in fact occur. Member Currie seconded and the motion carried. Member Mathis had recused himself from this case earlier. The Board moved onto the penalty phase.

For the first and second violation, Ms. Wood read the facts into the record. Member Currie moved to fine Chef's American Bistro \$250 and mandatory RAST training. It was seconded by Vice Chairman Cullins. Member Palchinsky disagreed for the record stating this is the second time the establishment has been before the Board with violations. The motion failed with Vice Chairman Cullins voting yea and Member Currie and Member Palchinsky voting nay. Member Currie moved for a thirty day suspension and Vice Chairman Cullins seconded. The motion failed with Vice Chairman Cullins and Member Palchinsky voting nay and Member Currie voting yea. Vice Chairman Cullins made a motion for a \$1000 fine and Member Currie seconded. The motion passed 2-1 with Member Palchinsky voting nay.

For the second violation, Vice Chairman Cullins made a motion for a \$1000 fine and Member Currie seconded. The motion passed 2-1 with Member Palchinsky voting nay.

For the third violation, Member Currie made the motion for the 30 day suspension and Vice Chairman Cullins seconded. Motion carried 2-1 with Member Palchinsky voting nay.

### **Applications:**

**Brambly Inn** – Madeline Guinn, Waymon Guinn & Darryl Toye

Application of Madeline Guinn, Waymon Guinn & Darryl Toye to transfer Brambly Inn, a Class D Beer, Wine & Liquor license from Madeline Guinn, Personal Representative to the Estate of Viola Gardner & t/a Brambly Inn (G&T Enterprises, LLC), 23153 Pleasant Lane, Chaptico, MD 20621. And permission for extension of premise to include outside picnic area.

The applicants appeared before the Board requesting the transfer. After discussion, Member Mathis moved to approve a 90 day conditional approval, pending all the permits are received. It was seconded by Vice Chairman Cullins. Motion carried.

### **Other Business**

- Officer/Member/Trade Name changes:

**Lighthouse Liquors (Lighthouse Liquors, Inc)** – removing Daniel Han. Member Currie made the motion to approve the change and it was seconded by Member Palchinsky. Motion carried.

**Quade's Store(Quade's Store, LLC)** – removing George L. Quade Jr. Vice Chairman Cullins made the motion to approve the change and it was seconded by Member Currie. Motion carried.

**Ledo Pizza (L/T Enterprise Inc)** – removing Pete L. Grinder Jr. Member Palchinsky made the motion to approve the change and it was seconded by Member Currie. Motion carried.

**Fatboys Country Store (Wisemer, LLC)** – removing Randy Lee Hoffman & Kathleen Wise. Vice Chairman Cullins made the motion to approve the change and it was seconded by Member Mathis. Motion carried.

**Third Base (SUKH, LLC)** – removing Parminder Singh & adding Harkirat Singh. Vice Chairman Cullins made the motion to approve the change and it was seconded by Member Currie. Motion carried.

**Mechanicsville Moose #495 (LOOM, Inc)** – removing Carl E. Spraker Sr. & adding Carl E. Spraker Jr. Vice Chairman Cullins made the motion to approve the change and it was seconded by Member Currie. Motion carried.

**Cerro Grande Mexican Rest.(Cerro Grande, LLC)** – removing Bertha I. Pinto Vice Chairman Cullins made the motion to approve the change and it was seconded by Member Currie. Motion carried.

**El Cerro Grande Mexican Rest.(El Cerro Grande Mexican Rest. At Leonardtown, LLC)** – removing Bruce C. Colby & adding Bertha I. Pinto. Vice Chairman Cullins made the motion to approve the change and it was seconded by Member Currie. Motion carried.

**Patuxent Moose Lodge 2393 (LOOM, Inc.)** - removing Joel P. Marquis & Ronald R. Payne & adding Michael H. Ploch & John W. Johnston. Vice Chairman Cullins made the motion to approve the change and it was seconded by Member Currie. Motion carried.

**Marilyn McKay Liquors** – David A. McKay & Thomas F. McKay

Requesting guidance from the Board regarding changes to the use of the licensed premise & possible changing from a Class A1-BWL to a Class B-BWL

Tommy McKay appeared before the Board regarding changes they wish to make to their Hollywood Store and requesting the guidance from the Board before making the formal application. This was just for informational purposes only and there wasn't anything for the Board to vote on.

**Dennis Point Marina and Waterman's Creekside** – Jennifer Houck, Melissa Seigman & Joseph Leonard Norris Jr.

Application of Jennifer Houck, Melissa Seigman & Joseph Leonard Norris Jr. to transfer Torpedo Bar & Grill (Dennis Point Partners, LLC) a Class D Beer, Wine & Liquor license from Elizabeth Underhill & Joseph Leonard Norris Jr. & t/a Dennis Point Marina and Waterman's Creekside (D.P. Marine Development, LLC), 46555 Dennis Point Way, Drayden, MD 20630. And permission for extension of premise & extra serving counters for deck area w/two remote bar locations on deck.

After discussion, Member Mathis made the motion to approve the 30 day conditional approval pending all the permits are turned in. Member Currie seconded and the motion carried.

Member Mathis moved to approve all the 2012 renewals and it was seconded by Member Palchinsky. Motion carried.

#### **Board Administrator**

Ms. Hildebrand discussed the second RAST training which are being held on the last Tuesday of the Month of the quarter. She also discussed the Legislative Session, the Beer Festival in May, changes to the local Rules and Regs, and the Golf Course license.

DFC James Stone completed Field Sobriety Test School and is certified. He completed 30 inspections and had 1 violation.

#### **Retail Beverage Association**

Mr. Dent informed the Board of a LUGM media release that went out regarding the signage for businesses. The RBA also received the 2012 Drivers License Guide from Bozick Distributors. He reported on the Legislation regarding the wineries to sell wine at the Farmers Market and the distilleries legislation which is being considered the same as the winery laws/legislation.

The Board broke for Executive Session and returned a short time later.

Vice Chairman Cullins made the motion to adjourn the meeting and it was seconded by Member Currie. Motion carried.

Respectfully submitted

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Fran Hammett  
Recording Secretary

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Moses Saldaña  
Chairman