

OFFICE OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER

The Commissioner anticipates that it may go into executive session at this meeting on items listed. The agenda shall be subjected to the discussion of the items including executive sessions which arise at the time of the public body's meeting. Pursuant to 29 Del. C. Section 10004(b), the Commissioner may call for an executive session closed to the public to obtain legal advice with respect to pending or potential litigation, to discuss criminal records of applicants, and to review financial data. No action is taken during the executive session. All action is taken in open session.

September 13, 2018

**Agenda**

Carvel State Office Building  
820 North French Street  
3<sup>RD</sup> Floor Conference Room  
Wilmington, DE 19801

**VIOLATIONS**

9:30AM

**Tri-State Liquor Mart LTD.  
T/A Tri-State Liquor Mart  
Tri-State Mall—Store 24, 25, 26, 27, 28  
Claymont, DE 19703**

**Package Store, Sunday  
Tasting  
11426**

Violation #10274: On May 2nd 2016, sell alcoholic liquor to Brookside Package Company, which neither your license nor Title 4 authorizes you to sell to.

Violation #10324: On March 25, 2016 at approximately 9:37AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10325: On March 29, 2016 at approximately 12:05PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10326: On April 1, 2016 at approximately 2:00PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10327: On April 23, 2016 at approximately 9:30AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10328: On May 13, 2016 at approximately 12:18PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10329: On May 19, 2016 at approximately 12:10PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10330: On June 2, 2016 at approximately 2:10PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10331: On June 3, 2016 at approximately 8:28AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10332: On June 9, 2016 at approximately 10:00AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10333: On June 16, 2016 at approximately 9:49AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10334: On June 17, 2016 at approximately 8:25AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10335: On June 22, 2016 at approximately 11:08AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10336: On June 27, 2016 at approximately 11:42AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10337: On June 29, 2016 at approximately 10:08AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10338: On July 1, 2016 at approximately 8:28AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10340: On July 12, 2016 at approximately 2:17PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10341: On July 22, 2016 at approximately 11:15AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10342: On July 25, 2016 at approximately 12:37PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10343: On July 29, 2016 at approximately 2:12PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10344: On August 3, 2016 at approximately 1:21PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10345: On August 4, 2016 at approximately 11:29AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10346: On August 11, 2016 at approximately 1:28PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10348: On August 12, 2016 at approximately 1:44PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10349: On August 18, 2016 at approximately 10:34AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10350: On August 20, 2016 at approximately 10:48PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10351: On August 22, 2016 at approximately 12:50PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10352: On August 26, 2016 at approximately 12:36PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10354: On August 26, 2016 at approximately 1:34PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10356: On September 15, 2016 at approximately 11:21AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10357: On September 21, 2016 at approximately 10:44AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10358: On September 29, 2016 at approximately 11:13AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10359: On October 6, 2016 at approximately 5:53PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10360: On October 7, 2016 at approximately 4:01PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10361: On October 13, 2016 at approximately 12:11PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10362: On October 18, 2016 at approximately 2:02PM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10363: On October 21, 2016 at approximately 9:43AM, sell alcoholic liquor in a manner other than as authorized by your license.

Violation #10364: On October 27, 2016 at approximately 2:00PM, sell alcoholic liquor in a manner other than as authorized by your license.

**Vintage Imports Inc.  
T/A Vintage Imports  
79 Albe Drive-UNIT #9-1  
Newark, DE 19702**

**Wine Wholesaler  
10007**

Violation #10301: On Thursday August 24th 2017, at approximately 7:22AM, transport alcoholic beverages to a point within the state of Delaware without a proper "way-bill" in a Vintage Imports truck with Pennsylvania tag ZGV-7386.

Violation #10302: On Thursday August 24th 2017, at approximately 7:22AM, transport alcoholic beverages to a point within the state of Delaware without a proper "way-bill" in a Vintage Imports truck with Pennsylvania tag ZGV-7377.

Violation #10303: On Thursday August 24th 2017, at approximately 7:22AM, transport alcoholic beverages to a point within the state of Delaware without a proper "way-bill" in a Vintage Imports truck with Pennsylvania tag ZJB-1668.

Violation #10304: On Thursday August 24th 2017, at approximately 7:22AM, transport alcoholic beverages to a point within the state of Delaware without a proper "way-bill" in a Vintage Imports truck with Pennsylvania tag ZGV-7378.

Violation #10305: On February 28th, 2017, have on your licensed premise 11 cases of wine from Truchard Vineyard, who is not a licensed Delaware Supplier, which was not purchased pursuant to Title 4.

1:30PM

**Noble Investments Group, LLC  
T/A TwoNineNine- Old School Grill  
380 East Main Street  
Middletown, DE 19709**

**SPR-On, Sunday  
14594**

Violation #10016: On Sunday, February 19, 2017, at approximately 2:00AM alter your floor plan without Commissioner approval.

Violation #10300: On June 30, 2017, did fail to renew your liquor license by the required due date of April 1, 2017 by 4:30PM. Mail post-date 6/30/17, which is 90 days late. This is a second offense, last violation for same offense was in 2015.

Violation #10402: On October 6, 2017 at approximately 5:00 PM refill a bottle wholly or in part, with intent to supply alcoholic liquor or any other substance or liquid to any customer

Violation #10569: On November 23, 2017, failed to pay a fine, as agreed, by the due date as indicated on the voluntary assessment form (#06001), which William Bignall (licensee) signed when it was hand-delivered to William Bignall (licensee) by Agents on October 6, 2017 at approximately 3:30PM. In violation of Commissioner Rule 805 as it pertains to Commissioner Rule 804 (4.4).

Violation #10570: On October 20, 2017, fail to pay a fine, as agreed, by the due date as indicated on the voluntary assessment form (# 10300), which was sent out September 20, 2017. In violation of Commissioner Rule 805 as it pertains to Commissioner Rule 804 (4.4).

Violation #10572: On Saturday, May 19, 2018, at approximately 12:25 AM, fail to present to the Commissioner and have approval, under the provisions of Commissioner Rule 703, for any and all alterations to the licensed premises prior to execution

Violation #10573: On Saturday May 19, 2018, at approximately 12:50 AM, fail to offer for sale complete meal offerings consisting of but not limited to: soups, appetizers, entrees, salads, vegetables, desserts and beverages other than alcoholic.

**Kukurukoo, Inc.**  
**T/A Kukurukoo Express**  
**101 West Market Street**  
**Newport, DE 19804**

**SPR-On, Sunday, Patio**

**13452**

Violation #10489: On Saturday, November 18, 2017, at approximately 3:45PM, allow Regina Escamilla to operate on behalf of your liquor license.

**Four Roses Distillery, LLC**  
**T/A Four Roses Distillery**  
**PO Box 3617**  
**Pasa Robles, CA 93447**

**Unlimited Supplier**

**91433**

Violation #10519: From June 1, 2017, through October 31, 2017, sells any alcoholic liquor in any quantity other than as authorized by his/her license.

Violation #10539: From January 31, 2017, through October 31, 2017, fail to file monthly reports each month for all shipments of wine, cider, spirits and beer into Delaware.

**Prestige Beverage Group of DE, LLC  
T/A Prestige Beverage Group  
1267 Old Cooches Bridge Road  
Newark, DE 19713-2336**

**Beer/Wine/Spirits  
Wholesaler  
10027**

Violation #10537: From July 1, 2017 through July 31, 2017, failed to submit an accurate and detailed monthly report showing the importer purchase order number, supplier invoice number and received date in monthly report.

Violation #10538: On May 16, 2017, did possess, on the licensed premise, or has sold, any alcoholic beverages not purchased or sold pursuant to this title.

**Rudra Liquors, Inc.  
T/A New Castle Spirits  
738 Ferry Cutoff  
New Castle, DE 19720**

**Package Store, Sunday, Tasting  
15043**

Violation #10544: On Friday, April 20, 2018, at approximately 7:03PM, sell an alcoholic beverage to a person under the age of 21 years.

**OM TAT SAT, LLC  
T/A Minquadale Liquors  
3800 N. DuPont Highway  
New Castle, DE 19720**

**Package Store, Sunday  
14773**

Violation # 10545: On Friday April 20th, 2018, at approximately 6:15PM, sell an alcoholic beverage to a person under the age of 21.

**SOM Inc.  
T/A Dutch Inn Liquors  
3125 New Castle Avenue, Unit 6  
New Castle, DE 19720-2145**

**Package Store, Sunday  
12060**

Violation #10547: On Friday, April 20, 2018, at approximately 7:56PM, sell an alcoholic beverage to a person under 21 years old.

**La Cabana Restaurant Inc.  
T/A La Cabana  
1932 Maryland Avenue  
Wilmington, DE 19805**

**SPR-On, Sunday  
13325**

Violation #10563: On February 25, 2018, at approximately 1:23PM, purchase more than 1 case per day of alcoholic beverages by a holder of a retail license from another holder of a retail license.

**Balaji Inc.** **Package Store, Sunday, Tasting**  
**T/A Hi-Way Inn**  
**3806 Governor Printz Boulevard** **11894**  
**Wilmington, DE 19802-2306**

Violation #10550: On Friday, May 4, 2018, at approximately 7:20PM, sell an alcoholic beverage to a person under 21 years old.

**OM ARNAV BEVERAGE Inc.** **Package Store, Sunday**  
**T/A BGM Liquors**  
**1035 North Lombard Street** **14515**  
**Wilmington, DE 19801**

Violation #10556: On Friday, May 4th 2018, at approximately 6:30PM, transport alcoholic beverages to Milton's Liquors without permission from the Commissioner to do so. (7 cases of Miller Lite Beer)

**MAHARAJ JI, Inc.** **Package Store, Sunday**  
**T/A Milton's Liquors**  
**2300 Market Street** **14918**  
**Wilmington, DE 19802**

Violation #10557: On Friday May 4th 2018 at approximately 6:30PM, have product on your licensed premise which was not purchased pursuant to Title 4. (7 case Miller Lite Beer)

#### **PROTESTED APPLICATIONS**

5PM

**Chipotle Mexican Grill of Colorado, LLC** **SPR-On, Sunday**  
**T/A Chipotle Mexican Grill** **Patio**  
**113 South DuPont Highway** **15114**  
**New Castle, DE 19720**

Reason for Hearing: The applicant has applied for a Restaurant, Sunday and Patio license. Additionally, the applicant is seeking a variance to OABCC Rule 704 Section 6 to permit external speakers on the patio.

6PM

**Hoffman Brewing Company, LLC** **Microbrewery**  
**T/A Dew Point Brewing Company** **Patio, Sunday**  
**2878 Creek Road** **14812**  
**Yorklyn, DE 19736**

Reason for Hearing: The applicant has applied to expand the existing patio and add variances to permit live entertainment and a wet bar on the patio.