

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF DIANE PATTON	*	
AND JOHN ANTONY FOREMAN ON	*	BEVERAGE HEARING BOARD
BEHALF OF LOUISCO COLUMBIA,	*	
LLC, t/a PETIT LOUIS BISTRO FOR A	*	FOR
NEW CLASS B BEER, WINE, AND	*	
LIQUOR 7 DAY ON- SALE LICENSE	*	HOWARD COUNTY, MARYLAND

DECISION AND ORDER

The Board of License Commissioners for Howard County, Maryland (the "Liquor Board"), pursuant to Rule 1.02(A) of the Liquor Board Rules and Regulations, has delegated the authority to hear and decide cases to the Alcoholic Beverage Hearing Board for Howard County, Maryland (the "Hearing Board").

On December 17, 2013, the Hearing Board heard the application of Diane Patton and John Antony Foreman ("Applicants"), on behalf of LouisCo Columbia, LLC; t/a Petit Louis Bistro ("LouisCo Columbia, LLC,"), for a new Class B Beer, Wine and Liquor 7-day on-sale license for a 6,943 square foot restaurant with a 471 square foot outdoor patio located at 10215 Wincopin Circle, Columbia, Maryland 21044. The hearing was properly advertised pursuant to Article 2B of the Annotated Code of Maryland. The Applicants were represented by Sang W. Oh, Esquire. There were no protestants who appeared in opposition to the application.

The following documents were presented to the Hearing Board and entered into the record: a letter dated November 13, 2013, from the Paralegal for the Applicants' attorney, enclosing the application for LouisCo Columbia, LLC; a supplement to the liquor license application; a copy of the floor plan and the exterior of the restaurant; a list of Members of LouisCo, LLC; a copy of the certification of approval of the Articles of Organization for LouisCo, LLC; a copy of the Articles of Organization of LouisCo Columbia, LLC; the background investigation questionnaire from John Antony Foreman; an attachment to the background investigation questionnaire from John Antony Foreman, including a list of all addresses from the last 20 years and a list of establishments that sell alcoholic beverages which Mr. Foreman has been connected with; the background investigation questionnaire from Diane Patton; a copy of the criminal history record check of the Maryland Criminal Justice

Information System for both Applicants; a memorandum dated November 25, 2013, from the Liquor Board to the Alcoholic Beverage Inspector, the Department of Inspections, Licenses and Permits, the Bureau of Environmental Health and the Department of Planning and Zoning; the background investigations for the Applicants from the Alcoholic Beverage Inspector dated November 25, 2013; an e-mail dated December 3, 2013, from the Department of Inspections, Licenses and Permits; a memorandum dated November 27, 2013, from the Department of Planning and Zoning; a memorandum dated December 3, 2013, from the Bureau of Environmental Health; a memorandum dated December 10, 2013 from the Office of the Fire Marshal; a letter dated November 25, 2013, to the Department of Finance; a letter dated November 27, 2013, from the Department of Finance; a letter dated November 25, 2013, to the Comptroller of Maryland; a letter dated December 10, 2013, from the Comptroller of Maryland; an email from the Liquor Board Administrator enclosing a fax transmission to the Applicants' attorney, and a letter dated November 22, 2013, with notification of the hearing date and the necessity to advertise; a memorandum dated December 2, 2013, from the Alcoholic Beverage Inspector stating the premises had been posted; and a letter dated December 11, 2013, from the Applicants' attorney enclosing the certificates of notices from the Howard County Times and the Baltimore Sun.

SUMMARY OF TESTIMONY

John Antony Foreman, Authorized Member and 85% owner of LouisCo Columbia, LLC, was sworn and testified that Petit Louis Bistro will be a unique French restaurant, which will offer comfort food served in an elegant way, in a beautiful room. Mr. Foreman testified that he hopes the restaurant will be open by mid-January 2014. He stated that there is a huge clientele in the area and the restaurant is not near residences. Mr. Foreman testified that the restaurant will have marble top tables, and the interior will resemble a French restaurant in Paris. Mr. Foreman testified that they will employ approximately 64 people. They will serve lunch and dinner, and the hours of operation will be 11:00 A.M. to 3:00 P.M. for lunch, and for dinner, 5:00 P.M. to 10:00 P.M. weekdays, 5:00 P.M. to 11:00 P.M. Friday and Saturday, and 5:00 P.M. to 9:00 P.M. Sunday. Mr. Foreman testified that there will be a take-out area for coffee and pastries, which will open at 7:00 A.M. Mr. Foreman testified that they will not serve alcohol on the outdoor patio area that is reserved for use by take-out area customers, not diners. This area is not part of the licensed premises. The 471 square foot outdoor patio that is reserved for diners will be

enclosed with four foot tall planters and related materials, and is part of the licensed premises. Mr. Foreman testified that there will be 4,000 square feet inside the restaurant to serve clients, and the outside patio will seat 26 patrons.

Mr. Foreman testified that he has been in the restaurant business since 1979, and that he is with the Foreman Wolf group. Mr. Foreman testified that he is an experienced Chef, and that he plans to be at Petit Louis Bistro every day. Mr. Foreman testified that he will take alcohol awareness training, and that his General Manager will also be alcohol awareness certified. Mr. Foreman testified that all employees will be given a copy of the restaurant's written policies, which include alcohol compliance.

Mr. Foreman testified that he has never been involved with any violations at the other restaurants he is involved with, and that he is familiar with the rules and regulations governing the sale of alcoholic beverages.

Diane Patton, 10% owner of LouisCo Columbia, LLC, was sworn and testified that she has lived in Howard County her entire life, that she is a registered voter, and is TAM certified. Ms. Patton testified that she is currently an Attorney with the Public Defender's Office in Howard County. Ms. Patton testified that she plans to go to the restaurant several times per week when they first open, and frequently after that, to ensure all laws and rules and regulations are being followed. Ms. Patton testified that she is very confident that Mr. Foreman will do a good job at the restaurant, and is a responsible person.

The following Exhibit was entered into the record:

Exhibit #1 – the employee policy of Petit Louis Bistro

Pursuant to Rule 6.13 of the Liquor Board Rules and Regulations, the attorney for the Applicants waived the right to request the Liquor Board to hear the case.

Based on the evidence presented at the hearing, the Hearing Board makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

1. The Hearing Board finds that Diane Patton and John Antony Foreman, on behalf of LouisCo Columbia, LLC, t/a Petit Louis Bistro, have applied for a new Class B Beer, Wine and Liquor 7-day on-sale license for a 6,943 square foot restaurant with a 471 square foot outdoor patio located at 10215 Wincopin Circle, Columbia, Maryland 21044.

2. The Hearing Board finds that the Applicants are fit and proper persons to hold an alcoholic beverage license.

3. The Hearing Board finds that Diane Patton has been a Howard County resident for more than two years, is a registered voter and 10% owner of LouisCo Columbia, LLC, t/a Petit Louis Bistro

4. The Hearing Board finds that the granting of the application is necessary for the accommodation of the public.

5. The Hearing Board finds that the granting of the application will not unduly disturb the peace and safety of the residents in the neighborhood.

CONCLUSIONS OF LAW

1. The Hearing Board concludes that Diane Patton and John Antony Foreman on behalf of LouisCo Columbia, LLC, t/a Petit Louis Bistro, have applied for a new Class B Beer, Wine and Liquor 7-day on-sale license for a 6,943 square foot restaurant with a 471 square foot outdoor patio located at 10215 Wincopin Circle, Columbia, Maryland 21044.

2. The Hearing Board concludes that the Applicants are fit and proper persons to hold an alcoholic beverage license.

3. The Hearing Board concludes that Diane Patton meets the requirements of Rules 1.09(S), 1.09(T) and 2.10 of the Liquor Board Rules and Regulations concerning resident agent qualifications.

4. The Hearing Board concludes that the granting of the application is necessary for the accommodation of the public.

5. The Hearing Board concludes that the granting of the application will not unduly disturb the peace and safety of the residents in the neighborhood.

ORDER

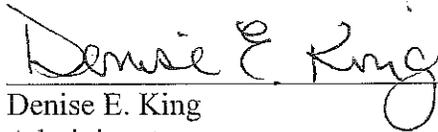
For the foregoing reasons, by a 4 to 0 vote, it is this 9th day of JANUARY, 2014, by the Alcoholic Beverage Hearing Board of Howard County, Maryland **ORDERED** that the application of Diane Patton and John Antony Foreman on behalf of LouisCo Columbia, LLC, t/a Petit Louis Bistro, for a new Class B Beer, Wine and Liquor 7-day on-sale license for a 6,943 square foot restaurant with a 471 square foot outdoor patio located at 10215 Wincopin Circle, Columbia, Maryland 21044, be and the same is hereby **GRANTED** subject to the following conditions:

1. That this **PROPOSED DECISION AND ORDER** shall become final when the Applicants obtain the license and comply with the following conditions:

- (a) That the Applicants comply with all State and County rules and regulations; and
- (b) Failure to comply with these conditions and obtain the license before March 31, 2014, shall render this proposed Decision and Order null and void.

ATTEST:

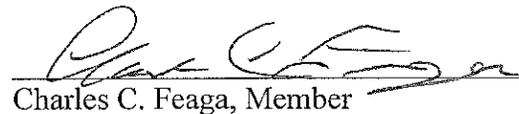
**ALCOHOLIC BEVERAGE HEARING
BOARD OF HOWARD COUNTY,
MARYLAND**


Denise E. King
Administrator

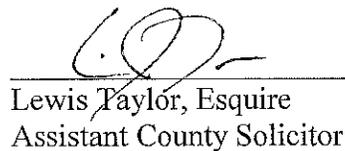

Harry Evans, III, Chairperson

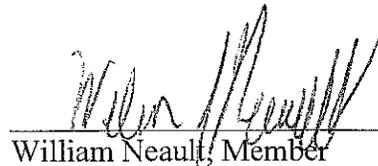

Mary Bird, Member

REVIEWED BY HOWARD COUNTY
OFFICE OF LAW
MARGARET ANN NOLAN
COUNTY SOLICITOR


Charles C. Feaga, Member

ABSENT
Lisa Lopez Friedman, Member


Lewis Taylor, Esquire
Assistant County Solicitor


William Neault, Member