

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF CHRISTOPHER	*	
THOMAS MONAHAN AND THOMAS	*	BEVERAGE HEARING BOARD
FERGUS MONAHAN, ON BEHALF OF	*	
DSWS, LLC, T/A DORSEY SEARCH	*	FOR HOWARD COUNTY, MARYLAND
WINE & SPIRITS, FOR A TRANSFER	*	
OF A CLASS A-1 BEER, WINE, AND	*	Case No.: 18-02
LIQUOR 7-DAY OFF SALE LICENSE	*	
	*	

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### **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 January 9, 2018, the Hearing Board heard the application of Christopher Thomas Monahan and Thomas Fergus Monahan (“Applicants”), on behalf of DSWS, LLC, t/a Dorsey Search Wine & Spirits (“Dorsey Search Wine & Spirits”), for a transfer of a Class A-1, Beer, Wine, and Liquor, 7-day off-sale license held by Pankajbhai Patel on behalf of Jaypan, Inc., t/a Dorsey’s Search Wine & Spirits, for a 2,500-square foot package goods store located at 4725 Dorsey Hall Drive, Suite J, Ellicott City, MD 21042.

The hearing was properly advertised and the property posted pursuant to the Alcoholic Beverages Article of the Annotated Code of Maryland. The Applicants were represented by Thomas Meachum, Esquire. Justin Jarvis appeared in opposition to the application.

All the documents on file were incorporated into the record by reference.

### **SUMMARY OF TESTIMONY**

Christopher Monahan, proposed resident agent and 80% owner of Dorsey Search Wine & Spirits, was sworn and testified that he has resided in Howard County for more than two years, is a registered voter in Howard County and is TAM certified. Mr. Monahan testified that he has approximately 7 years of prior experience at other liquor stores in the area, has worked at this store for the past several months and has never been charged with any liquor violations. He stated that this package goods store has been at this location for almost 30 years. Mr. Monahan testified that he anticipates working at this store 60-65 hours per week at first and then 50-55 hours thereafter. Mr. Monahan testified that he will oversee and manage the daily operations, inventory and sales, handle all paperwork, assist customers, and watch employees to make sure that they follow all rules and regulations. Mr. Monahan testified that he expects to have three employees who will all be TAM certified and will sign that they have received and read written policies regarding the sale of alcohol. Mr. Monahan testified that he has read and understands the Rules and Regulations of the Alcoholic Beverage Hearing Board and will abide by them. He expects the hours of operation at this package goods store to be Monday through Saturday from 10 a.m. to 9 p.m. and Sunday from 11 a.m. to 7 p.m. Mr. Monahan indicated that he has deep roots in this community and plans to be active by donating to local charitable organizations.

Thomas Monahan, licensee and 20% LLC owner, was sworn and testified that he is the father of Christopher Monahan and has lived in Howard County since 1979. He testified that he will work at this package goods store and will help with management and overall operations including maintaining paperwork and assisting customers. Mr. Monahan testified that he is TAM certified and plans to work at this store approximately 20 hours per week. Mr. Monahan stated

that he has read and understand the Rules and Regulations of the Alcoholic Beverage Hearing Board and will abide by them.

Justin Jarvis, part owner of Allview Liquors since 2011, was sworn and testified that he attended the hearing to learn whether there would be any major renovations or expansions to the package goods store which may affect his business. Mr. Jarvis testified that he is comfortable that there are no major changes taking place. He feels the competition will be adequate and fair and that there is enough business for both stores.

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

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

### **FINDINGS OF FACT**

1. The Hearing Board finds that Christopher Thomas Monahan and Thomas Fergus Monahan, on behalf of DSWS, LLC, t/a Dorsey Search Wine & Spirits, have applied for a transfer of a Class A-1, Beer, Wine, and Liquor, 7-day off-sale license held by Pankajbhai Patel on behalf of Jaypan, Inc. t/a Dorsey's Search Wine & Spirits, for a 2,500-square foot package goods store located at 4725 Dorsey Hall Drive, Suite J, Ellicott City, MD 21042.

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 Christopher Thomas Monahan has been a Howard County resident for more than two years, is a registered voter, and an 80% shareholder of DSWS, LLC, t/a Dorsey Search Wine & Spirits.

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 of the neighborhood.

### **CONCLUSIONS OF LAW**

1. The Hearing Board concludes that Christopher Thomas Monahan and Thomas Fergus Monahan, on behalf of DSWS, LLC, t/a Dorsey Search Wine & Spirits, have applied for a transfer of a Class A-1, Beer, Wine, and Liquor, 7-day off-sale license held by Pankajbhai Patel on behalf of Jaypan, Inc. t/a Dorsey's Search Wine & Spirits, for a 2,500-square foot package goods store located at 4725 Dorsey Hall Drive, Suite J, Ellicott City, MD 21042.

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 Christopher Thomas Monahan meets the requirements of Rules 1.10(S), 1.10(T), and 2.06 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 would not unduly disturb the peace and safety of the neighborhood.



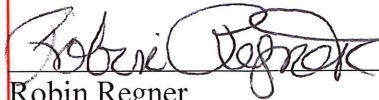
## **ORDER**

For the foregoing reasons, it is this 23<sup>rd</sup> day of January, 2018, by the Alcoholic Beverage Hearing Board of Howard County **ORDERED** that the application of Christopher Thomas Monahan and Thomas Fergus Monahan, on behalf of DSWS, LLC, t/a Dorsey Search Wine & Spirits, for a transfer of a Class A-1, Beer, Wine, and Liquor, 7-day off-sale license held by Pankajbhai Patel on behalf of Jaypan, Inc. t/a Dorsey's Search Wine & Spirits, for a 2,500-square foot package goods store located at 4725 Dorsey Hall Drive, Suite J, Ellicott City, MD 21042 be and the same is hereby **GRANTED**, subject to the following conditions:

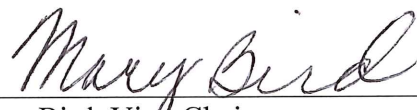
- (a) That all Applicants provide certification that they have completed an alcohol awareness training course.
- (b) That the Applicants comply with all State and County laws and regulations; and
- (c) That the Applicants satisfy any requirements necessary to obtain the license by April 23, 2018, unless that deadline is extended by the Board upon good cause shown; and
- (d) Failure to comply with these conditions shall render this Proposed Decision and Order null and void; and

ATTEST:

ALCOHOLIC BEVERAGE HEARING  
BOARD OF HOWARD COUNTY,  
MARYLAND


  
\_\_\_\_\_  
Robin Regner  
Board Administrator


  
\_\_\_\_\_  
Heather Gaetano, Chairperson

  
\_\_\_\_\_  
Mary Bird, Vice-Chairperson

REVIEWED BY HOWARD COUNTY  
OFFICE OF LAW  
GARY W. KUC  
COUNTY SOLICITOR

  
\_\_\_\_\_  
Charles C. Feaga, Member

  
\_\_\_\_\_  
Gene Ryan, Member

  
\_\_\_\_\_  
Lewis Taylor, Esquire  
Senior Assistant County Solicitor

  
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Charley C. Sung, Member