

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF LEO CHAO SHEN,	*	BEVERAGE HEARING BOARD
BINGFEI WANG, AND FAN LI ON	*	FOR
BEHALF OF HPH, LLC, t/a HOT POT	*	HOWARD COUNTY, MARYLAND
HERO, FOR A NEW CLASS B, BEER,	*	
WINE, AND LIQUOR 7 DAY ON SALE	*	Case No.:17-34
LICENSE	*	

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 July 25, 2017, the Hearing Board heard the application of Leo Chao Shen, Bingfei Wang and Fan Li (the “Applicants”), on behalf of HPH, LLC, t/a Hot Pot Hero, for a new Class B, Beer, Wine, and Liquor 7 day on-sale license, for a 3,200-square foot restaurant located at 10045 Baltimore National Pike, Suite A6, Ellicott City, Maryland 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. There were no protestants who appeared in opposition to the application.

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

SUMMARY OF TESTIMONY

Fan Li, full-time manager of Hot Pot Hero, was sworn and testified that he plans to work at the establishment 50-60 hours per week. Mr. Li testified that he is familiar with the rules and

regulations governing the sale of alcoholic beverages and that he will abide by them. He testified that he plans to take the alcohol awareness training course along with the employees that will be serving alcohol and that he will have written policies for the employees to read and certify that they understand. Mr. Li testified that the restaurant will be open from noon to midnight. He also testified that his restaurant is involved with the local community and the restaurant will buy from local farms and will hold monthly fundraisers for the local high school.

Mr. Li submitted into the record Applicant's Exhibit #1 – Menu for Hot Pot Hero.

Leo Chao Shen, proposed resident agent and 10% shareholder of Hot Pot Hero, was sworn and testified that he has been a resident of Howard County for 24 years, is a registered voter, and will become alcohol awareness certified. Mr. Shen will visit the restaurant at least once a week to monitor the operations.

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 Leo Chao Shen, Bingfei Wang, and Fan Li, on behalf of HPH, LLC, t/a Hot Pot Hero, have applied for a new Class B, Beer, Wine and Liquor 7 day on-sale license, for a 3,200 square foot restaurant located at 10045 Baltimore National Pike, Suite A6, Ellicott City, Maryland 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 Leo Chao Shen has been a Howard County resident for more than two years, is a registered voter, and a 10% shareholder of HPH, LLC, t/a Hot Pot Hero.

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 Leo Chao Shen, Bingfei Wang and Fan Li, on behalf of HPH, LLC, t/a Hot Pot Hero, have applied for a new Class B, Beer, Wine, and Liquor 7 day on-sale license, for a 3,200 square foot restaurant located at 10045 Baltimore National Pike, Suite A6, Ellicott City, Maryland 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 Leo Chao Shen meets the requirements of Rules 1.09(T), 1.09(U), 2.06, 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 would not unduly disturb the peace and safety of the neighborhood.

ORDER

For the foregoing reasons, it is this 30th day of August, 2017, by the Alcoholic Beverage Hearing Board of Howard County **ORDERED** that the application of Leo Chao Shen, Bingfei Wang and Fan Li, on behalf of HPH, LLC, t/a Hot Pot Hero, for a new Class B, Beer, Wine and Liquor 7 day on-sale license, for a 3,200 square foot restaurant located at 10045 Baltimore National Pike, Suite A6, Ellicott City, Maryland 21042 be and the same is hereby **GRANTED**, subject to the following conditions:

- (a) That the Applicants comply with all State and County laws and regulations; and
- (b) That Leo Chao Shen and Fan Li provide certification that they have completed an alcohol awareness training course; and
- (c) That the Applicants satisfy any requirements necessary to obtain the license by November 30, 2017, 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.

ATTEST:

ALCOHOLIC BEVERAGE HEARING
BOARD OF HOWARD COUNTY,
MARYLAND



Robin Regner
Acting Administrator



Heather Gaetano, Chairperson

ABSENT

Mary Bird, Vice-Chairperson

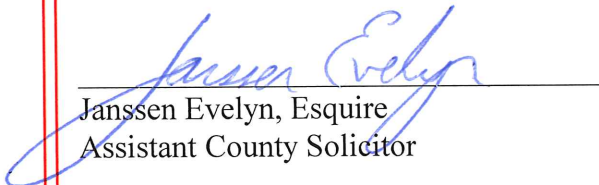
REVIEWED BY HOWARD COUNTY
OFFICE OF LAW
GARY W. KUC
COUNTY SOLICITOR



Charles C. Feaga, Member

ABSENT AT TIME OF SIGNING

Gene Ryan, Member



Janssen Evelyn, Esquire
Assistant County Solicitor



Charley C. Sung, Member