

IN THE MATTER OF THE * BEFORE THE ALCOHOLIC
APPLICATION OF JAMES N. ANGELO, *
THOMAS H. JARVIS, AND RONALD * BEVERAGE HEARING BOARD
J. HENRIQUES ON BEHALF OF *
PRIMETIME LIQUORS, INC., t/a * FOR
ALLVIEW LIQUORS, FOR A *
RESIDENT AGENT CHANGE ON A * HOWARD COUNTY, MARYLAND
CLASS A-1 BEER, WINE, AND LIQUOR *
7-DAY OFF-SALE 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 April 8, 2014, the Hearing Board heard the application of James N. Angelo, Thomas H. Jarvis, and Ronald J. Henriques (“Applicants”), on behalf of Primetime Liquors, Inc., t/a Allview Liquors (“Primetime Liquors, Inc.”), for a resident agent change from Ronald J. Henriques to James N. Angelo on the Class A-1 Beer, Wine, and Liquor 7-day off-sale license, for a 2,200 square foot package goods store located at 9495 Old Annapolis Road, Ellicott City, Maryland 21042. The hearing was properly advertised pursuant to Article 2B of the Annotated Code of Maryland. The Applicants were represented by Thomas M. Meachum, Esquire. There were no protestants who appeared in opposition to the application.

All the documents on file are incorporated herein by reference. These include the following: a letter dated March 12, 2014, from the Applicants' attorney enclosing the resident agent change application for Primetime Liquors, Inc.; a list of all outstanding stockholders of Primetime Liquors, Inc.; a copy of the floor plan; the background investigation questionnaires from James N. Angelo, Thomas H. Jarvis, and Ronald J. Henriques; the driving records from the Motor Vehicle Administration for James N. Angelo, Thomas H. Jarvis, and Ronald J. Henriques; a memorandum dated March 14, 2014, 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 of the Applicants by the Alcoholic Beverage Inspector dated April 3, 2014; a receipt dated March 18, 2014, from Criminal Justice Information System – Central Repository for the fingerprint application of Thomas H. Jarvis; receipts dated March 19, 2014, from Criminal Justice Information System – Central Repository for the fingerprint applications of James N. Angelo and Ronald J. Henriques; a memorandum dated March 26, 2014, to the Liquor Board Administrator from the Department of Planning and Zoning; a letter dated March 14, 2014, to the Department of Finance from the Liquor Board Administrator; a letter dated March 28, 2014, from the Department of Finance; a letter dated March 14, 2014, to the Comptroller of Maryland from the Liquor Board Administrator; a letter dated April 2, 2014, from the Comptroller of Maryland; sales and use tax payment confirmations dated January 31, 2014 and February 28, 2014, from the Comptroller of Maryland; a fax transmission dated March 14, 2014, to the Applicants' attorney enclosing a letter dated March 14, 2014, with notification of the hearing date and the necessity to advertise; an email dated March 22, 2014, from the Alcoholic Beverage Inspector stating the premises had been posted; and certification of advertisement from the Howard County Times and the Baltimore Sun.

SUMMARY OF TESTIMONY

James N. Angelo, full time manager for Primetime Liquors, Inc., was sworn and testified that he has lived in Howard County for more than two years, is a registered voter, and is alcohol awareness certified. Mr. Angelo testified that he has been employed as a manager of Allview Liquors for 10 years. Mr. Angelo testified that he has worked in the alcoholic beverage industry for 19 years, and that he was a licensee at Troy Farms Liquors from 1997 until 2003. Mr. Angelo testified that he is familiar with the Liquor Board Rules and Regulations, and has never had any violations.

Mr. Angelo testified that they have 13 employees at Allview Liquors, and that they are all alcohol awareness certified.

Pursuant to Rule 6.13 of the Liquor Board Rules and Regulations, the Applicants chose to waive 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 James N. Angelo, Thomas H. Jarvis, and Ronald J. Henriques on behalf of Primetime Liquors, Inc., t/a Allview Liquors, have applied for a resident agent change from Ronald J. Henriques to James N. Angelo on the Class A-1 Beer, Wine, and Liquor 7-day off-sale license, for a 2,200 square foot package goods store located at 9495 Old Annapolis Road, 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 James N. Angelo has been a Howard County resident for more than two years, is a registered voter, and a 33% shareholder of Primetime Liquors, Inc.

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 this application will not unduly disturb the peace and safety of the residents in the neighborhood.

CONCLUSIONS OF LAW

1. The Hearing Board concludes that James N. Angelo, Thomas H. Jarvis, and Ronald J. Henriques on behalf of Primetime Liquors, Inc., t/a Allview Liquors, have applied for a resident agent change from Ronald J. Henriques to James N. Angelo on the Class A-1 Beer, Wine, and Liquor 7-day off-sale license, for a 2,200 square foot package goods store located at 9495 Old Annapolis Road, 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 James N. Angelo meets the requirements of Rules 1.09(T), 1.09(U), 2.06, and 2.10 of the Rules and Regulations of the Liquor Board 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.

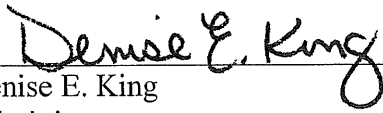
ORDER

For the foregoing reasons, it is this 23rd day of April, 2014, by the Alcoholic Beverage Hearing Board of Howard County, Maryland **ORDERED** that the application by James N. Angelo, Thomas H. Jarvis, and Ronald J. Henriques on behalf of Primetime Liquors, Inc., t/a Allview Liquors, for a resident agent change from Ronald J. Henriques to James N. Angelo on the Class A-1 Beer, Wine, and Liquor 7-day off-sale license, for a 2,200 square foot package goods store located at 9495 Old Annapolis Road, Ellicott City, Maryland 21042, be and the same is hereby **GRANTED** subject to the following conditions:

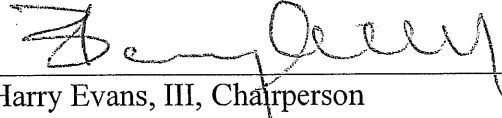
1. That this **PROPOSED DECISION AND ORDER** shall become final when the Applicants obtain the license and comply with the following conditions:
 - a. That the Applicants comply with all State and County rules and regulations; and
 - b. Failure to comply with these conditions and obtain the license before April 30, 2014, shall render this Proposed Decision and Order null and void.

ATTEST:

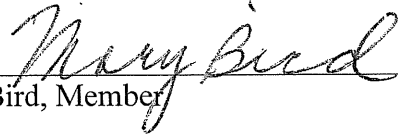
**ALCOHOLIC BEVERAGE HEARING
BOARD OF HOWARD COUNTY,
MARYLAND**



Denise E. King
Administrator



Harry Evans, III, Chairperson

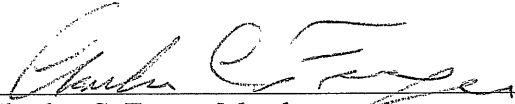


Mary Bird, Member

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

ABSENT

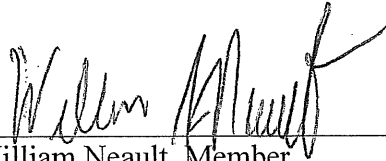
Lisa Lopez Friedman, Member



Charles C. Feaga, Member



Lewis Taylor, Esquire
Assistant County Solicitor



William Neault, Member

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