

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF GINA KIM	*	
AND MI KYUNG KIM, ON	*	BEVERAGE HEARING BOARD
BEHALF OF LK, INC. T/A	*	
SEOUL GOOLDAEGEE KOREAN	*	FOR
BBQ, FOR A NEW CLASS B	*	
BEER, WINE & LIQUOR 7-DAY	*	HOWARD COUNTY, MARYLAND
LICENSE	*	
	*	Case No.: 22-35

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 26, 2022, the Hearing Board heard the application of Gina Kim and Mi Kyung Kim (the “Applicants”) on behalf of LK, Inc. t/a Seoul Gooldaegee Korean BBQ ("Seoul Gooldaegee Korean BBQ") for a New Class B, Beer, Wine and Liquor, 7-day license for a 5,693 sq. ft. restaurant with a 5,000 sq. ft. exterior located at 10045 Baltimore National Pike, Suite A20, Ellicott City, MD 20142.

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 Abraham Hurdle, Esquire and 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

Mi Kyung Kim, 90% interest holder and proposed licensee, was sworn in and testified before the Hearing Board.

Ms. Mi Kyung Kim testified that this location already has established managers and staff as the restaurant has been operating without a liquor license. Ms. Mi Kyung Kim stated that it has been a struggle not having a liquor license because customers bring their own alcohol into the restaurant, which isn't convenient since she serves 1,000 people on the weekends. Ms. Mi Kyung Kim stated that anyone that will be serving alcohol will be Alcohol Awareness Certified. Ms. Mi Kyung Kim stated that she is a good corporate citizen and offers scholarships to students in the community and contributes donations to various organizations. Ms. Mi Kyung Kim stated that she has been working at this location for 13 years and that she has several other restaurants. Ms. Mi Kyung Kim stated that she utilizes underage individuals to serve as customers to test her servers, that she keeps detailed records of her staff and that she only orders alcohol from wholesale distributors. Ms. Mi Kyung Kim stated that she lives in Montgomery County, which is 40 minutes from the establishment, but that she is present at the restaurant regularly because it is her family business.

Ms. Mi Kyung Kim stated that there was a 2018 sales to minor violation and a 2018 storage violation in Montgomery County that was due to a mistake by a new employee. Ms. Mi Kyung Kim stated that at this location, alcohol will be stored inside a locked office and that going forward, she will work hard to prevent sales to minors. Ms. Mi Kyung Kim stated that in 2019, there was a display of license violation in Montgomery County. Ms. Mi Kyung Kim stated that since receiving the violations, she is focusing on proper training of new

employees.

Gina Kim, 10% interest holder and proposed resident agent, was sworn in and testified before the Hearing Board.

Ms. Gina Kim testified that she understands that she will be brought before the Liquor Board if there are any issues related to the liquor license. Ms. Gina Kim stated that she is currently on-site at the restaurant one day a week, but will normally be there 5 days a week as business increases with liquor sales. Ms. Gina Kim stated that her mother and father both work at the restaurant and have been employed there for 11 years. Ms. Gina Kim stated that she has been working at the location for 10 years, and that she began working there when she was 18 years old. Ms. Gina Kim stated that she has not had any issues and anticipates this location to have no violations. Ms. Gina Kim further stated that she will follow the Liquor Board Rules and Regulations, will only order alcohol from wholesale distributors, will properly identify of-age drinkers and will be trained in alcohol awareness.

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 Gina Kim and Mi Kyung Kim (the "Applicants") on behalf of LK, Inc. t/a Seoul Gooldaegee Korean BBQ ("Seoul Gooldaegee Korean BBQ") have applied for a New Class B, Beer, Wine and Liquor, 7-day license for a 5,693 sq. ft. restaurant with a 5,000 sq. ft. exterior located at 10045 Baltimore National Pike, Suite A20, Ellicott City, MD 20142.

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 Gina Kim is a Howard County resident.

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 Gina Kim and Mi Kyung Kim (the "Applicants") on behalf of LK, Inc. t/a Seoul Gooldaegee Korean BBQ ("Seoul Gooldaegee Korean BBQ") have applied for a New Class B, Beer, Wine and Liquor, 7-day license for a 5,693 sq. ft. restaurant with a 5,000 sq. ft. exterior located at 10045 Baltimore National Pike, Suite A20, Ellicott City, MD 20142.

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 Gina Kim 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 this application would not unduly disturb the peace and safety of the neighborhood.

ORDER

For the foregoing reasons, it is this 24th day of August, 2022, by the Alcoholic Beverage Hearing Board of Howard County, **ORDERED** that the application of Gina Kim and Mi Kyung Kim (the "Applicants") on behalf of LK, Inc. t/a Seoul Gooldaegee Korean BBQ ("Seoul Gooldaegee Korean BBQ") for a New Class B, Beer, Wine and Liquor, 7-day license for a 5,693 sq. ft. restaurant with a 5,000 sq. ft. exterior located at 10045 Baltimore National Pike, Suite A20, Ellicott City, MD 20142, be and the same is hereby **GRANTED**, subject to the following conditions:

- (a) That the Applicants comply with all State and County Rules and Regulations; and
- (b) That the Applicants satisfy any requirements necessary to obtain the license by January 26, 2023, unless that deadline is extended by the Hearing Board upon good cause shown; and
- (c) 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**



Ashley Aguilar
Board Administrator

ABSENT

Mary Bird, Chairperson

Kel L. Berg for

Harry Evans, Vice-Chairperson

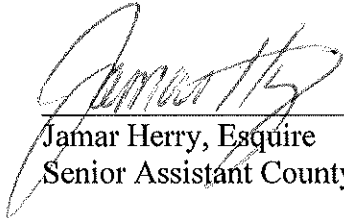
**REVIEWED BY HOWARD COUNTY
OFFICE OF LAW
GARY W. KUC
COUNTY SOLICITOR**

ABSENT

Charley Sung, Member

Kel L. Berg for

Steven Chen, Member



Jamar Herry, Esquire
Senior Assistant County Solicitor

Kel L. Berg for

Claire Kim, Member