

IN THE MATTER OF THE	*	BEFORE THE ALCOHOLIC
APPLICATION OF JILL ELLEN	*	
BROOKHART AND WILLIAM HARRIS	*	BEVERAGE HEARING BOARD
CARTER, JR. ON BEHALF OF T-BONZ	*	
STEAKHOUSE, INC., t/a T-BONZ GRILLE*		FOR
& TAPHOUSE, FOR A RESIDENT	*	
AGENT CHANGE ON A CLASS B	*	HOWARD COUNTY, MARYLAND
BEER, WINE, AND LIQOUR 7-DAY ON	*	
SALE LICENSE	*	Case No. 15-16
	*	

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 March 24, 2015, the Hearing Board heard the application of Jill Ellen Brookhart and William Harris Carter, Jr. (“Applicants”), on behalf of T-Bonz Steakhouse, Inc., t/a T-Bonz Grille & Taphouse (“T-Bonz Steakhouse, Inc.”), for a resident agent change from Derek Reese to Jill Ellen Brookhart, and the addition of William Harris Carter, Jr., on the Class B Beer, Wine, and Liquor 7-day on-sale license, currently held by Derek Reese and Jill Ellen Brookhart, for a 7,079 square foot restaurant located at 4910 Waterloo Road, Ellicott City, Maryland 21043. The hearing was properly advertised pursuant to Article 2B of the Annotated Code of Maryland. The Applicants were not represented by an attorney. There were no protestants who appeared in opposition to the application.

All the documents on file were incorporated into the record by reference. These include the following: the application; a fax transmission sheet dated December 23, 2014, from the

Licenses attaching a copy of the Corporate 2013 tax return, the resignation of corporate officer, and tender of corporate stock for T-Bonz Steakhouse, Inc.; a copy of the background investigation questionnaires from the Applicants; a memorandum dated February 26, 2015, 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 March 8, 2015; a memorandum dated March 10, 2015, from the Bureau of Environmental Health; a letter dated March 6, 2015, from the Howard County Department of Fire and Rescue Services; a letter dated February 26, 2015, to the Department of Finance; a letter dated March 13, 2015, from the Department of Finance; a letter dated February 26, 2015, to the Comptroller of Maryland; a letter dated March 4, 2015, from the Comptroller of Maryland; an email to the Applicants enclosing a letter dated February 26, 2015, with notification of the hearing date and the necessity to advertise; and a memorandum dated March 4, 2015, from the Alcoholic Beverage Inspector stating the premises had been posted.

SUMMARY OF TESTIMONY

Jill Ellen Brookhart, President and 48% shareholder of T-Bonz Steakhouse, Inc., t/a T-Bonz Grille & Taphouse, was sworn and testified that she is currently on the license, and would like to become the resident agent. Ms. Brookhart testified that they removed Derek Reese from the license in August of 2014, and would like to add her father, William Harris Carter, Jr., to the license.

Ms. Brookhart testified that she failed to disclose a 2013 violation for sale to an underage person, because she misunderstood the relevant application question. She stated that she thought the question referred to any personal violations.

Ms. Brookhart testified that she understands the responsibility of being a licensee, and that she is alcohol awareness certified. Ms. Brookhart testified that it is their policy to card everyone. Ms. Brookhart testified that they normally have the same customers.

William Harris Carter, Jr., 52% shareholder of T-Bonz Steakhouse, Inc., t/a T-Bonz Grille & Taphouse, was sworn and testified that all the statements made on the application were true and correct.

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.

FINDINGS OF FACT

1. The Hearing Board finds that Jill Ellen Brookhart and William Harris Carter, Jr. on behalf of T-Bonz Steakhouse, Inc., t/a T-Bonz Grille & Taphouse, have applied for a resident agent change from Derek Reese to Jill Brookhart, and the addition of William Harris Carter, Jr. on the Class B Beer, Wine, and Liquor 7-day on-sale license for a 7,079 square foot restaurant located at 4910 Waterloo Road, Ellicott City, Maryland 21043.

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 Jill Ellen Brookhart has been a Howard County resident for more than two years, is a registered voter, and a 48% shareholder of T-Bonz Steakhouse, Inc., t/a T-Bonz Grille & Taphouse.

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 Jill Ellen Brookhart and William Harris Carter, Jr. on behalf of T-Bonz Steakhouse, Inc., t/a T-Bonz Grille &Taphouse, have applied for a resident agent change from Derek Reese to Jill Brookhart, and the addition of William Harris Carter, Jr. on the Class B Beer, Wine, and Liquor 7-day on-sale license for a 7,079 square foot restaurant located at 4910 Waterloo Road, Ellicott City, Maryland 21043.

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 Jill Ellen Brookhart 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 will not unduly disturb the peace and safety of the residents in the neighborhood.

ORDER

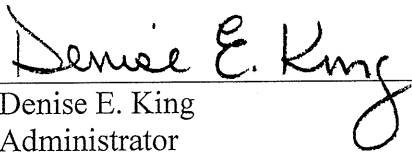
For the foregoing reasons, it is this 19th day of May, 2015, by the Alcoholic Beverage Hearing Board of Howard County, Maryland **ORDERED** that the application of Jill Ellen Brookhart and William Harris Carter, Jr. on behalf of T-Bonz Steakhouse, Inc., t/a T-Bonz Grille &Taphouse, for a resident agent change from Derek Reese to Jill Brookhart, and the addition of William Harris Carter, Jr. on the Class B Beer, Wine, and Liquor 7-day on-sale license for a 7,079 square foot restaurant located at 4910 Waterloo Road,

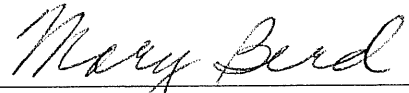
Ellicott City, Maryland 21043, be and the same is hereby **GRANTED** subject to the following conditions:


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 by May 20, 2015, shall render this Proposed Decision and Order null and void.

ATTEST:

ALCOHOLIC BEVERAGE HEARING
BOARD OF HOWARD COUNTY,
MARYLAND

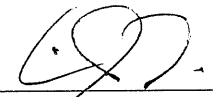

Denise E. King
Administrator



Mary Bird, Chairperson


Harry Evans, III, Vice-Chairperson

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

Charles C. Feaga, Member


Lewis Taylor, Esquire
Assistant County Solicitor


Heather Gaetano, Member


Charley C. Sung, Member