



OHIO LIQUOR CONTROL COMMISSION
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COLUMBUS, OHIO 43215
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MIKE DEWINE, GOVERNOR

DEBORAH PRYCE, CHAIR

FOR IMMEDIATE RELEASE

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**LIQUOR CONTROL COMMISSION HEARS CASES REGARDING COVID-19
PUBLIC HEALTH REGULATIONS**

(COLUMBUS, Ohio, October 26, 2020) – The Ohio Liquor Control Commission (Commission) conducted administrative hearings last week for liquor permit holders cited with violations related to Ohio’s health and safety regulations aimed to prevent the spread of COVID-19 within the state.

The Commission heard nine COVID-19 related cases last week, as well as additional non-COVID related cases. Charges included engaging in various forms of improper conduct and disorderly activities, which encompass violating social distancing requirements, in violation of Ohio Department of Health orders.

The following are the details of the charges for each case and the Commission’s decisions:

- **DONDRUS INC**
DBA: N/A
5504 LAKE RD & PATIO
GENEVA ON THE LAKE, OH 44041
PERMIT NO. 2251405

Violations:

No. 1: On or about Friday, September 11, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: DISORDERLY ACTIVITIES, in and upon the permit premises in violation of Ohio Admin. Code 4301:1-1-52 (B)(1) (“allowing persons to engage in disorderly activities”).

No. 2: On or about Friday, September 11, 2020, you, your agent(s) and/or employee(s) sold beer, wine, mixed beverages, or spirituous liquor for on-premises consumption between the hours of 10:00 p.m. and 5:30 a.m. in violation of Ohio Admin. Code 4301:1-1-80(A)(1) ("Limitation on hours for on-premises sales or consumption and expansion of sales of beer, wine, mixed beverages, and spirituous liquor for off-premises consumption").

Outcome:

At the hearing, the permit holder entered a denial as to the violations, but stipulated to the facts. Based on the evidence presented, the Commission found the permit holder in violation. The Commission issued a 30-day suspension beginning at noon, May 1, 2021, but gave the permit holder the option to pay a financial forfeiture in the amount of \$5,000 in lieu of serving the suspension.

- **LA RICHIES PAVILION INC**
DBA: PAVILION RESTAURANT
5276 LAKE RD EAST UNIT A & PATIO
GENEVA ON THE LAKE, OH 44041
PERMIT NO. 4957183

Violation:

On or about Friday, September 11, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: DISORDERLY ACTIVITIES as defined in Rule 4301:1-1-52(A)(1) and as further set forth in Section 2917.11(A) (5) of the Revised Code, in and upon the permit premises in violation of Ohio Admin. Code 4301:1- 1-52(B)(1) (“allowing persons to engage in disorderly activities”).

Outcome:

At the hearing, the permit holder entered a denial as to the violation, but stipulated to the facts. Based on the evidence presented, the Commission found the permit holder in violation. The Commission issued a 30-day suspension beginning at noon, May 1, 2021, but gave the permit holder the option to pay a financial forfeiture in the amount of \$5,000 in lieu of serving the suspension.

- **LA RICHIES PAVILION INC**
DBA: PAVILION RESTAURANT
5276 LAKE RD EAST UNIT A & PATIO
GENEVA ON THE LAKE, OH 44041
PERMIT NO. 4957183

Violation:

On or about Saturday, September 12, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: DISORDERLY ACTIVITIES as defined in Rule 4301:1-1-52(A)(1) and as further set forth in Section 2917.11(A) (5) of the Revised Code, in and upon the permit premises in violation of Ohio Admin. Code 4301:1- 1-52(B)(1) (“allowing persons to engage in disorderly activities”).

Outcome:

At the hearing, the permit holder entered a denial as to the violation, but stipulated to the facts. Based on the evidence presented, the Commission found the permit holder in violation. The Commission issued a 40-day suspension beginning at noon, May 31, 2021, but gave the permit holder the option to pay a financial forfeiture in the amount of \$8,000 in lieu of serving the suspension.

- **ACROPOLIS RESTAURANT & TAVERNA LTD**
DBA: ACROPOLIS RESTAURANT & TAVERNA
6021 MEMPHIS AV & PATIO
CLEVELAND, OH 44144
PERMIT NO. 0049274

Violation:

On or about Sunday, September 13, 2020, you, your agent(s), and/or employee(s) allowed the consumption of beer, wine, mixed beverages, or spirituous liquor on the premises

Monday to Sunday between the hours of 11:00 p.m. and 5:30 a.m. in violation of Rule 4301:1-1-80(A)(2) of the Ohio Administrative Code (“limitation of hours for on-premises sales and consumption”).

Outcome:

At the hearing, the permit holder entered an admission as to the violation. Based on the evidence presented, the Commission found the permit holder in violation. The Commission issued a 3-day suspension beginning at noon, November 23, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$300 in lieu of serving the suspension.

- **EOJZUS INC**
DBA: BOGSIDE PUB & PATIO
1079 E 305TH ST
WILLOWICK, OH 44092
PERMIT NO. 2532738

Violations:

No. 1: On or about September 12, 2020, you, your agent(s), and/or employee(s) sold intoxicating liquor for on premises consumption between the hours of 10:00 p.m. and 5:30 a.m. in violation of Rule 4301:1-1-80(A)(1) of the Ohio Administrative Code (“limitation of hours for on-premises sales and consumption”).

No. 2: On or about September 12, 2020, you, your agent(s), and/or employee(s) allowed on premises knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: DISORDERLY ACTIVITIES, as defined in Rule 4301:1-1-52(A)(1) and as further set forth in Section 2917.11(A) (5) of the Revised Code, in and upon the permit premises in violation of Ohio Admin. Code 4301:1-1-52 (B)(1) (“allowing persons to engage in disorderly activities”).

Outcome:

At the hearing, the permit holder entered a denial as to violation 1, but stipulated to the facts. Violation 2 was dismissed upon motion of the Ohio Attorney General. Based on the evidence presented, the Commission found the permit holder in violation. The Commission issued a 5-day suspension beginning at noon, November 23, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$500 in lieu of serving the suspension.

- **CLUB 16**
DBA: N/A
316 S KING RD RR3
HOLLAND, OH 43528
PERMIT NO. 1575379

Violations:

No. 1: On or about Friday, April 10, 2020, your permit premises were not in a sanitary condition, to wit: ALCOHOLIC BEVERAGES HELD OR OFFERED FOR SALE WERE NOT MAINTAINED IN A POTABLE CONDITION, in violation of Ohio Administrative Code 4301:1-1-17(J) (“debris in a bottle”).

No. 2: On or about Friday, April 10, 2020, you, your agent(s), and/or employee(s) sold and/or furnished beer or intoxicating liquor for on-premises consumption in violation of Ohio Administrative Code 4301:1-1-13(A) ("Emergency suspension of sales of beer, wine, mixed beverages, and spirituous liquor for on-premises consumption).

No. 3: On or about Friday, April 10, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: DISORDERLY ACTIVITIES as defined in Rule 4301:1-1-52(A)(1) and as further set forth in Section 2917.11 (A) (5) of the Revised Code, in and upon the permit premises in violation of Ohio Administrative Code 4301:1-1-52(B)(1) (“allowing persons to engage in disorderly activities”).

No. 4: On or about Friday, April 10, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: DRUG USE, in, upon and/or about the permit premises in violation of Ohio Administrative Code 4301:1-1-52 (B)(5) (“illegal drugs and/or drug paraphernalia on or about premise”).

Outcome:

At the hearing, the permit holder entered a denial as to the violations. Based on the evidence presented, the Commission found the permit holder in violation. The Commission issued a 5-day suspension beginning at noon, November 23, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$500 in lieu of serving the suspension.

- **CHALUPAS LLC**
DBA: CHALUPAS & PATIO
6186-88 N SUMMIT ST
TOLEDO, OH 43611
PERMIT NO. 1381831

Violations:

No. 1: On or about Friday, April 10, 2020, you, your agent(s) and/or employee(s) sold and/or delivered beer, wine, mixed beverages or spirituous liquor by the individual drink for off-premises consumption, said drinks containing more than two ounces of spirituous liquor per container in violating Ohio Admin. Code 4301:1-1-13(C)(2) ("Expansion of sales for off-premises consumption.").

No. 2: On or about Friday, April 10, 2020, you, your agent(s) and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: DISORDERLY ACTIVITIES, in and upon the permit premises in violation of Ohio Admin. Code 4301:1-1-52 (B)(1) (“allowing persons to engage in disorderly activities”).

Outcome:

At the hearing, the permit holder entered a denial as to violation 1, but stipulated to the facts. Violation 2 was dismissed upon motion of the Ohio Attorney General. Based on the evidence presented, the Commission dismissed violation 1.

- **HOODSTER INC**
DBA: OHUIDS GAELIC PUB SOUTHSIDE 1ST FL & PATIO
167 W MAIN ST & BSMT
LANCASTER, OH 43130
PERMIT NO. 3960522

Violation:

On or about May 2, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully sold beer, wine, mixed beverages or spirituous liquor for on-premises consumption in violation of Emergency Order 4301:1-1-13(A) of the Ohio Administrative Code in effect on the date of the violation.

Outcome:

At the hearing, the permit holder entered a denial as to the violation. Based on the evidence presented, the Commission found the permit holder in violation. The Commission issued a 5-day suspension beginning at noon, November 23, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$500 in lieu of serving the suspension.

- **FRANCIS MARK GOMBEDA JR**
DBA: FRANS BAR & PATIO
7062 BRICK CHURCH RD
CAMBRIDGE, OH 43725
PERMIT NO. 3271277

Violation:

On or about Saturday, April 18, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: DISORDERLY ACTIVITIES, as defined in Rule 4301:1-1-52(A)(1) and as further set forth in Section 2917.11(A)(5) of the Revised Code, in and upon the permit premises in violation of Ohio Admin. Code 4301:1- 1-52 (B)(1) (“allowing persons to engage in disorderly activities”).

Outcome:

At the hearing, the permit holder entered a denial as to the violation. Based on the evidence presented, the Commission found the permit holder in violation. The Commission issued a 4-day suspension beginning at noon, November 23, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$800 in lieu of serving the suspension.

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For information regarding the ownership of businesses holding liquor permits and permit violation history, please see the Ohio Department of Commerce, Ohio Division of Liquor Control’s website at www.comapps.ohio.gov/liqr/liqr_apps/PermitLookup/Default.aspx .

Information on future hearings docketed before the Commission will be posted on the Commission’s website at lcc.ohio.gov .

The Liquor Control Commission is an adjudication and rule-making agency that oversees the alcohol beverage industry. The mission of the Commission is to ensure compliance with the liquor laws and regulations of the state of Ohio and to provide fair and impartial hearings for the protection of the public and liquor permit holders. The Commission works in conjunction with the Ohio Department of Commerce, Division of Liquor Control, and the Ohio Department of Public Safety, Investigative Unit.