



OHIO LIQUOR CONTROL COMMISSION
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FOR IMMEDIATE RELEASE

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LIQUOR COMMISSION HEARS CASES REGARDING COVID-19
PUBLIC HEALTH REGULATIONS

(COLUMBUS, Ohio, August 10, 2020) – The Ohio Liquor Control Commission (Commission) conducted administrative hearings last week (August 3rd through 6th) 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.

There were six cases heard by the Commission. Charges included violating social distancing orders and engaging in various forms of improper conduct in violation of Ohio Department of Health orders.

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

- **TIM PROSEN LLC (DBA: PAT & MARTHAS TAVERN) MEDWAY, OH**
Violation: On or about Saturday, May 16, 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 Admin. Code in effect on the date of the violation.
Plea: Denial
Disposition: Found Not in Violation. Case Dismissed by the Commission.
- **GATE CITY MANAGEMENT LLC (DBA: BAR ON 3RD ST) IRONTON, OH**
Violation: On or about Sunday, May 24, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: recklessly caused inconvenience, annoyance, or alarm to another by creating a condition that presents a risk of illness, by an act or acts that served no lawful and reasonable purpose of the permit holder 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”).
Plea: Denial
Disposition: 20-day suspension beginning at noon, September 4, 2020.
- **DUSTY MUG LTD PORTSMOUTH, OH**
Violation: On or about Sunday, May 31, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: recklessly caused inconvenience, annoyance, or alarm to another by creating a condition that presents a risk of illness, by an act or acts that served no lawful and reasonable purpose of the permit holder 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”).
Plea: Denial
Disposition: 20-day suspension beginning at noon, September 4, 2020.

- FREY BROS WINES LLC (DBA: THE WINE VAULT) VERMILION, OH**
Violation: On or about Friday, May 1, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully sold beer, wine, mixed beverages or spirituous liquor, to wit: \$20 bottles of pre-mixed Sangria, separately and without an accompanying food order from the liquor permit premises in violation of Emergency Order 4301:1-1-13(C) of the Ohio Admin. Code in effect on the date of the violation.
Plea: Denial
Disposition: 2-day suspension beginning at noon, September 4, 2020. However, permit holder may pay a financial forfeiture in the amount of \$200 in lieu of serving the suspension.
- PUT IN BAY RESORTS LLC (DBA: PUT IN BAY RESORT) PUT IN BAY, OH**
Violation: On or about Saturday, June 27, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: recklessly caused inconvenience, annoyance, or alarm to another by creating a condition that presents a risk of illness, by an act or acts that served no lawful and reasonable purpose of the permit holder 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”).
Plea: Denial
Disposition: 20-day suspension beginning at noon, September 4, 2020.
- SAUBERS STUMBLE INN LLC (DBA: SAUBERS STUMBLE INN) BASCOM, OH**
Violation #1: On or about Friday, May 15, 2020, you, your agent(s), and/or employee(s) hindered and/or obstructed an agent or employee of the Division of Liquor Control, an enforcement agent of the Department of Public Safety and/or an officer of the law from making an inspection and/or search of your permit premises while in the lawful performance of his duty in violation of Ohio Revised Code Section 4301.66 (“hindering inspection/search”).
Violation #2: On or about Friday, May 15, 2020, you, your agent(s), and/or employees sold or furnished beer or intoxicating liquor for on-premises consumption in violation of Ohio Admin. Code 4301:1-1-13(A) (“failure to comply with emergency rule regarding on-premises consumption”).
Violation #3: On or about Friday, May 15, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully allowed and/or engaged in improper conduct, to wit: recklessly caused inconvenience, annoyance, or alarm to another by creating a condition that presents a risk of illness, by an act or acts that served no lawful and reasonable purpose of the permit holder 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”).
Plea: Denial, but Stipulation to the Facts in the Investigative Report as to Violations #1 and #2; the Attorney General’s Office dismissed Violation #3.
Disposition: 5-day suspension beginning at noon, September 4, 2020. However, permit holder may pay a financial forfeiture in the amount of \$500 in lieu of serving the suspension.

For information regarding future hearings docketed before the Commission, please see the Commission’s website at lcc.ohio.gov

The Ohio 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.