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**FOR IMMEDIATE RELEASE**

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

(COLUMBUS, Ohio, September 28, 2020) – The Ohio Liquor Control Commission (Commission) conducted administrative hearings last week (September 21<sup>st</sup> through 25<sup>th</sup>) 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 15 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:

- **ANGULAR VELOCITY LLC (DBA: UPPER DECK & PATIO), NEW FRANKLIN**

**Violation:**

On or about Friday, April 17, 2020, you, your agent(s), and/or employee(s) knowingly and/or willfully sold beer, wine, mixed beverages or spirituous liquor, to wit: a 96 oz. box of Tito’s vodka and lemonade (with approximately 12 oz. of vodka in a plastic cup), in violation of Emergency Order 4301:1-1-13(C)(2) 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, but stipulated to the facts. Based on the evidence presented, the Commission found the permit holder in violation. The Commission issued a 5-day suspension beginning at noon, October 26, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$1,000 in lieu of serving the suspension.

- **ANGULAR VELOCITY LLC (DBA: UPPER DECK & PATIO), NEW FRANKLIN**

**Violation:**

On or about Saturday, August 15, 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 an 8-day suspension beginning at noon, October 31, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$2,400 in lieu of serving the suspension.

- **BURNZIES OLD TRAIL INN LLC, COLUMBUS**

**Violation:**

On or about August 8, 2020, you, your agent(s), and/or employee(s) sold beer 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”).

**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 5-day suspension beginning at noon, October 26, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$500 in lieu of serving the suspension.

- **BUZZED4U LLC (DBA: LAYNE LOUNGE), NEW CARLISLE**

**Violations:**

No. 1: On or about Saturday, August 8, 2020, you, your agent(s), and/or employee(s) allowed the sale of beer, wine, mixed beverages, or spirituous liquor on the premises 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 Saturday, August 8, 2020, you, your agent(s), and/or employee(s) allowed consumption of beer, wine, mixed beverages, or spirituous liquor on the premises 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 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 10-day suspension beginning at noon, October 26, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$1,000 in lieu of serving the suspension.

- **COGNACS LOUNGE AND GRILL LLC (DBA: RSVP ULTRA LOUNGE), CLAYTON**

**Violations:**

No. 1: On or about Friday, August 7, 2020, you, your agent(s), and/or employee(s) allowed the consumption of beer, wine, mixed beverages, or spirituous liquor on the premises 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”).

No. 2: On or about Friday, August 7, 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 Admin. 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 dismissed the violations.

- **DSG FOODS LLC (DBA: SIX PACK BAR & GRILL), TOLEDO**

**Violation:**

On or about Tuesday, August 4, 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 10-day suspension beginning at noon, October 26, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$1,000 in lieu of serving the suspension.

- **GIANT STEP INC, CLEVELAND**

**Violation:**

On or about July 16, 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”).

**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 10-day suspension beginning at noon, October 26, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$1,000 in lieu of serving the suspension.

- **GIANT STEP INC, CLEVELAND**

**Violation:**

On or about Thursday, August 6, 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”).

**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 15-day suspension beginning at noon, November 5, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$3,000 in lieu of serving the suspension.

- **HOTWIRED RESTAURANT GROUP LLC (DBA: TEMPE TACO COMPANY MEZZANINE PATIO & BALCONY), REYNOLDSBURG**

**Violations:**

No. 1: On or about Saturday, August 8, 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 without including a food purchase from the premises in violation of Ohio Admin. Code 4301:1-1-80(C)(4) ("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").

No. 2: On or about Saturday, August 8, 2020, you, your agent(s), and/or employee(s) failed to display a permit or a current and accurate copy of such permit or other evidence of its authority to operate in a conspicuous place on the licensed premises in violation of Ohio Admin. Code 4301:1-1-21 (“Permits shall be posted conspicuously on premises”).

**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 5-day suspension beginning at noon, October 26, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$500 in lieu of serving the suspension.

- **KRIS R TETRICK, AUSTINBURG**

**Violation:**

On or about August 2, 2020, you, your agent(s), and/or employee(s), allowed 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 5-day suspension beginning at noon, October 26, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$500 in lieu of serving the suspension.

- **LOOM LODGE2263 WAVERLY INC, WAVERLY**

**Violations:**

No. 1: On or about Sunday, August 9, 2020, you, your agent(s), and/or employee(s) allowed 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”).

No. 2: On or about Sunday, August 9, 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 Admin. Code 4301:1-1-17 (J) (“debris in a bottle”).

**Outcome:**

At the hearing, the permit holder entered an admission as to violation 1. 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, October 26, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$500 in lieu of serving the suspension.

- **MIDWEST ENTERTAINMENT VENTURE LLC (DBA: ANATOMY), CLEVELAND**

**Violations:**

No. 1: On or about Thursday, August 6, 2020, you, your agent(s), and/or employee(s), failed to display your permit in a conspicuous place on the licensed premises and produce same upon request in violation of Ohio Admin. Code 4301:1-1-21 (“permit not posted”).

No. 2: On or about Thursday, August 6, 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 violation 2, but stipulated to the facts. Violation 1 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, October 26, 2020, but gave the permit holder the option to pay a financial forfeiture in the amount of \$500 in lieu of serving the suspension.

- **DOWN RIVER SPECIALTIES INC, CLEVELAND**

**Violation:**

On or about Sunday, July 19, 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 20-day suspension beginning at noon, October 26, 2020.

- **DOWN RIVER SPECIALTIES INC, CLEVELAND**

**Violations:**

No. 1: On or about Saturday, July 18, 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”).

No. 2: On or about Saturday, July 18, 2020, you, your agent(s), and/or employee(s) failed to display your permit in a conspicuous place on the licensed premises and produce same upon request in violation of Ohio Admin. Code 4301:1-1-21 (“permit not posted”).

**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 10-day suspension beginning at noon, November 15, 2020.

- **TOWN HOUSE INC, MARIETTA**

**Violations:**

No 1: On or about August 8, 2020, you, your agent(s), and/or employee(s) allowed 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”).

No 2: On or about August 8, 2020, you, your agent(s), and/or employee(s) sold beer, wine, mixed beverages, or spirituous liquor on the premises Monday to Sunday 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 3: On or about Saturday, August 8, 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 Admin. Code 4301:1-1-17 (J) (“debris in a bottle”).

**Outcome:**

At the hearing, the permit holder entered an admission 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, October 26, 2020, but gave the permit holder the option to 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](http://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.