

V

STATE OF NEW JERSEY      MR. ZEMEL  
Department of Law and Public Safety  
DIVISION OF ALCOHOLIC BEVERAGE CONTROL  
1100 Raymond Blvd. Newark, N. J. 07102

BULLETIN 1587

November 17, 1964

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STATE OF NEW JERSEY  
Department of Law and Public Safety  
DIVISION OF ALCOHOLIC BEVERAGE CONTROL  
1100 Raymond Blvd. Newark, N. J. 07102

BULLETIN 1587

November 17, 1964

1. DISCIPLINARY PROCEEDINGS - SOLICITATION FOR PROSTITUTION -  
NUISANCE (SOLICITATION FOR DRINKS) - PRIOR SIMILAR AND  
DISSIMILAR RECORDS OF PRINCIPAL STOCKHOLDERS AS STOCKHOLDER  
OF ANOTHER CORPORATION AND AS INDIVIDUAL - LICENSE SUSPENDED  
FOR 100 DAYS.

In the Matter of Disciplinary  
Proceedings against

Sol's Tavern, Inc.  
153 Mulberry Street  
Newark, N. J.

CONCLUSIONS  
AND  
ORDER

Holder of Plenary Retail Consumption  
License C-139, issued by the Municipal  
Board of Alcoholic Beverage Control of  
the City of Newark.

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Mylod and Feinberg, Esqs., by Julius A. Feinberg, Esq., Attorneys  
for Licensee  
Edward F. Ambrose, Esq., Appearing for Division of Alcoholic Beverage  
Control

BY THE DIRECTOR:

Licensee pleads non vult to charges alleging that it  
(1) on May 27-28, 1964, permitted solicitation for prostitution,  
in violation of Rule 5 of State Regulation No. 20, and (2) on  
May 8, 13, 15, 20-21 and 27-28, 1964, conducted the licensed  
business as a nuisance in that it permitted female patrons to  
solicit male patrons for the purchase of drinks, in violation of  
Rule 5 of State Regulation No. 20.

Although licensee has no previous record, the license  
then held by 204 Mulberry Street Corporation for the same prem-  
ises, in which Robert Berkley (49% stockholder in Sol's Tavern,  
Inc.) was a member, was suspended by the Director for one hundred  
eighty days effective January 1, 1956, for permitting solicitation  
for prostitution and nuisance. Re 204 Mulberry Street Corporation,  
Bulletin 1095, Item 3. In addition, the license then held by  
Solomon Rubinroit (also 49% stockholder of the licensee) for the  
same premises was suspended by the Director for forty days effec-  
tive September 7, 1960, for permitting indecent language and con-  
duct and the congregation of apparent homosexuals on the licensed  
premises. Re Rubinroit, Bulletin 1356, Item 2.

All of the circumstances considered, including the pre-  
vious record as well as the plea entered, the license will be sus-  
pended for one hundred days.

Accordingly, it is, on this 21st day of September 1964,

ORDERED that Plenary Retail Consumption License C-139,  
issued by the Municipal Board of Alcoholic Beverage Control of the  
City of Newark to Sol's Tavern, Inc., for premises 153 Mulberry  
Street, Newark, be and the same is hereby suspended for one hundred  
(100) days, commencing at 2 a.m. Monday, September 28, 1964, and  
terminating at 2 a.m. Wednesday, January 6, 1965.

JOSEPH P. LORDI  
DIRECTOR

2. DISCIPLINARY PROCEEDINGS - GAMBLING (NUMBERS BETS) - PREVIOUS DISSIMILAR RECORD - LICENSE SUSPENDED FOR 70 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary Proceedings against )

Broadway Tavern, Inc. )  
t/a Broadway Tavern )  
142 Broadway )  
Jersey City, N. J. )

CONCLUSIONS  
AND  
ORDER

Holder of Plenary Retail Consumption License C-186, issued by the Municipal Board of Alcoholic Beverage Control of the City of Jersey City. )  
)

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Nathan J. Littauer, Esq., Attorney for Licensee  
David S. Piltzer, Esq., Appearing for Division of Alcoholic Beverage Control

BY THE DIRECTOR:

Licensee pleads non vult to charges (1) and (2) alleging that it permitted the acceptance on its licensed premises of numbers bets on July 22 and 28 and August 6, 1964, in violation of Rules 6 and 7 of State Regulation No. 20.

Licensee has a previous record of suspension of license by the Director for twenty days effective September 21, 1960, for sale in violation of State Regulation No. 38 and permitting foul language on the licensed premises (Re Broadway Tavern, Inc., Bulletin 1359, Item 9), and for five days effective August 20, 1962, for sale of drinks for off-premises consumption (Re Broadway Tavern, Inc., Bulletin 1476, Item 6).

The minimum penalty for permitting numbers activity on licensed premises is suspension of license for sixty days (Re Mello-lark, Inc., Bulletin 1573, Item 2; Re My Place, Inc., Bulletin 1577, Item 3), to which will be added ten days by reason of the prior record of two suspensions of license for dissimilar violations occurring within the past five years (Re Bozzone, Bulletin 1577, Item 8), or a total of seventy days, with remission of five days for the plea entered, leaving a net suspension of sixty-five days.

Accordingly, it is, on this 28th day of September 1964,

ORDERED that Plenary Retail Consumption License C-186, issued by the Municipal Board of Alcoholic Beverage Control of the City of Jersey City to Broadway Tavern, Inc., t/a Broadway Tavern, for premises 142 Broadway, Jersey City, be and the same is hereby suspended for sixty-five (65) days, commencing at 2 a.m. Monday, October 5, 1964, and terminating at 2 a.m. Wednesday, December 9, 1964.

JOSEPH P. LORDI  
DIRECTOR

3. DISCIPLINARY PROCEEDINGS - ALCOHOLIC BEVERAGES NOT TRULY LABELED -  
 LICENSE SUSPENDED FOR 15 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary  
 Proceedings against

West End Casino, Inc.  
 t/a Luani Bar  
 717 Ocean Avenue  
 Long Branch, N. J.

CONCLUSIONS  
 AND  
 ORDER

Holder of Seasonal Consumption  
 License CS-11, issued by the City  
 Council of the City of Long Branch.

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Anshelewitz, Barr and Ansell, Esqs., by David K. Ansell, Esq.,  
 Attorneys for Licensee  
 David S. Piltzer, Esq., Appearing for the Division of Alcoholic  
 Beverage Control

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on  
 August 13, 1964, it possessed alcoholic beverages in two bottles  
 bearing labels which did not truly describe their contents, in  
 violation of Rule 27 of State Regulation No. 20.

Absent prior record, the license will be suspended for  
 fifteen days, with remission of five days for the plea entered,  
 leaving a net suspension of ten days. Re Rowland, Bulletin 1574,  
 Item 9.

Accordingly, it is, on this 15th day of September, 1964,

ORDERED that Seasonal Consumption License CS-11, issued  
 by the City Council of the City of Long Branch to West End Casino,  
 Inc., t/a Luani Bar, for premises 717 Ocean Avenue, Long Branch,  
 be and the same is hereby suspended for ten (10) days, commencing  
 at 3:00 a.m. Tuesday, September 22, 1964, and terminating at  
 3:00 a.m. Friday, October 2, 1964.

JOSEPH P. LORDI  
 DIRECTOR

4. DISCIPLINARY PROCEEDINGS - GAMBLING (WAGERING) - LICENSE  
SUSPENDED FOR 15 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary )  
Proceedings against )  
Conrad's Wines & Liquors, Inc. )  
t/a Conrad's )  
7 State Street )  
Hackensack, N. J. )  
Holder of Plenary Retail Consumption )  
License C-47, issued by the City )  
Council of the City of Hackensack )  
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CONCLUSIONS  
AND  
ORDER

S. Richard Schiffman, Esq., Attorney for Licensee  
Edward F. Ambrose, Esq., Appearing for the Division of Alcoholic  
Beverage Control

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on  
June 10, 26, July 7 and August 15, 1964, it permitted gambling,  
viz., the playing of pool games for money stakes, on the licensed  
premises, in violation of Rule 7 of State Regulation No. 20.

Absent prior record, the license will be suspended for  
fifteen days, with remission of five days for the plea entered,  
leaving a net suspension of ten days. Re Moser, Bulletin 1557,  
Item 4.

Accordingly, it is, on this 22nd day of September, 1964,

ORDERED that Plenary Retail Consumption License C-47,  
issued by the City Council of the City of Hackensack to Conrad's  
Wines & Liquors, Inc., t/a Conrad's, for premises 7 State Street,  
Hackensack, be and the same is hereby suspended for ten (10) days,  
commencing at 2:00 a.m. Tuesday, September 29, 1964, and termi-  
nating at 2:00 a.m. Friday, October 9, 1964.

JOSEPH P. LORDI  
DIRECTOR

5.

## ACTIVITY REPORT FOR SEPTEMBER 1964

<b>ARRESTS:</b>				
Total number of persons arrested	- - - - -			18
Licenses and employees	- - - - - 10			
Bootleggers	- - - - - 8			
<b>SEIZURES:</b>				
Stillis - over 50 gallons	- - - - -			1
Alcohol - gallons	- - - - -			16
Mash - gallons	- - - - -			250
Distilled alcoholic beverages - gallons	- - - - -			5.563
Wine - gallons	- - - - -			13.781
Brewed malt alcoholic beverages - gallons	- - - - -			38.644
<b>RETAIL LICENSEES:</b>				
Premises inspected	- - - - -			566
Premises where alcoholic beverages were gauged	- - - - -			512
Bottles gauged	- - - - -			7,147
Premises where violations were found	- - - - -			19
Violations found	- - - - -			74
Unqualified employees	- - - - - 26	Prohibited signs	- - - - - 4	
Reg. #38 sign not posted	- - - - - 11	Improper beer taps	- - - - - 2	
Other mercantile business	- - - - - 8	Disposal permit necessary	- - - - - 2	
Application copy not available	- - - - - 8	Other violations	- - - - - 13	
<b>STATE LICENSEES:</b>				
Premises inspected	- - - - -			14
License applications investigated	- - - - -			13
<b>COMPLAINTS:</b>				
Complaints assigned for investigation	- - - - -			315
Investigations completed	- - - - -			322
Investigations pending	- - - - -			163
<b>LABORATORY:</b>				
Analyses made	- - - - -			205
Refills from licensed premises - bottles	- - - - -			49
Bottles from unlicensed premises	- - - - -			38
<b>IDENTIFICATION:</b>				
Criminal fingerprint identifications made	- - - - -			10
Persons fingerprinted for non-criminal purposes	- - - - -			308
Identification contacts made with other enforcement agencies	- - - - -			156
Motor vehicle identifications via N.J. State Police teletype	- - - - -			2
<b>DISCIPLINARY PROCEEDINGS:</b>				
Cases transmitted to municipalities	- - - - -			10
Violations involved	- - - - -			10
Sale during prohibited hours	- - - - - 9	Sale to minors	- - - - - 1	
Cases instituted at Division	- - - - -			32
Violations involved	- - - - -			37
Possessing liquor not truly labeled	- - - - - 9	Combination sale	- - - - - 1	
Sale during prohibited hours	- - - - - 5	Sale at discount	- - - - - 1	
Permitting lottery acty on premises	- - - - - 5	Hindering investigation	- - - - - 1	
Permitting bookmaking on premises	- - - - - 3	Possessing pinball mach. on premises	- - - - - 1	
Sale to minors	- - - - - 2	Sale to intoxicated person	- - - - - 1	
Permitting gambling on premises -x-	- - - - - 2	Permitting foul language on premises	- - - - - 1	
Permitting person of ill repute on prem.	- - - - - 1	Sale below filed price	- - - - - 1	
Unqualified employees	- - - - - 1	Permittee engaging in conduct proh.	- - - - - 1	
Permitting immoral activity on prem.	- - - - - 1	to employer	- - - - - 1	
Cases brought by municipalities on own initiative and reported to Division	- - - - -			29
Violations involved	- - - - -			36
Sale to minors	- - - - - 19	Failure to close prem. during proh. hrs.	- - - - - 2	
Sale during prohibited hours	- - - - - 4	Hindering investigation	- - - - - 1	
Permitting brawl on premises	- - - - - 3	Permitting loitering on prem. by minors	- - - - - 1	
Conducting business as a nuisance	- - - - - 3	unaccomp. by adults (local reg.)	- - - - - 1	
Failure to afford view into prem.	- - - - - 2	Licensee working while intoxicated	- - - - - 1	
during prohibited hours	- - - - - 2			
<b>HEARINGS HELD AT DIVISION:</b>				
Total number of hearings held	- - - - -			34
Appeals	- - - - - 3	Seizures	- - - - - 1	
Disciplinary proceedings	- - - - - 23	Tax revocations	- - - - - 1	
Eligibility	- - - - - 5	Order to Show Cause	- - - - - 1	
<b>STATE LICENSES AND PERMITS ISSUED:</b>				
Total number issued	- - - - -			1,429
Licenses	- - - - - 3	Social affair permits	- - - - - 509	
Solicitors' permits	- - - - - 83	Miscellaneous permits	- - - - - 205	
Employment permits	- - - - - 278	Transit insignia	- - - - - 224	
Disposal permits	- - - - - 108	Transit certificates	- - - - - 19	
<b>OFFICE OF AMUSEMENT GAMES CONTROL:</b>				
Licenses issued	- - - - - 49			
Premises inspected	- - - - - 187			
Enforcement files established	- - - - - 17			

JOSEPH P. LORDI  
 Director of Alcoholic Beverage Control  
 Commissioner of Amusement Games Control

Dated: October 5, 1964

6. MORAL TURPITUDE - CONVICTION OF BOOKMAKING HELD TO INVOLVE  
MORAL TURPTUDE - COLLATERAL ATTACK UPON CONVICTION.

Re: Eligibility No. 711

Applicant seeks an advisory opinion as to whether or not he is eligible to be associated with the alcoholic beverage industry in this State in view of a conviction of a crime.

Applicant's criminal record discloses that on January 9, 1963, following a trial by jury and a verdict of guilty in the Essex County Court on a charge of bookmaking in violation of N.J.S. 2A:112-3, he was sentenced to pay a fine of \$3,000. On August 9, 1964, the Supreme Court affirmed the judgment of the Essex County Court.

At the hearing held herein on April 22, 1963, applicant (41 years old) testified that on November 13, 1958, he was arrested following a raid at a candy store operated by his brother and sister-in-law; that the arresting officers retrieved a package containing horse racing bets from the floor of the premises; that the package did not belong to him; that he is a "horse player;" that at the time of his arrest he was in possession of a horse race betting slip and that on aforesaid day he had intended "to play a couple of horses" but was unable to do so because he had not seen the fellow with whom he usually places his bets.

Applicant further testified that he is innocent of the crime and that the evidence adduced at his trial did not warrant a finding of guilt by the jury. However, his conviction cannot be collaterally attacked in this proceeding. Re Case No. 239, Bulletin 305, Item 9.

Based on the indictment, the guilty verdict and the sentence, it is my opinion that the crime of which the applicant was convicted involves the element of moral turpitude.

Under the circumstances, I recommend that applicant be advised that (1) in the opinion of the Director he has been convicted of a crime involving moral turpitude; (2) the Alcoholic Beverage Law of this State (R.S. 33:1-25) provides that no license of any class shall be issued to a person convicted of a crime involving moral turpitude, and (3) R.S. 33:1-26 and Rule 1 of State Regulation No. 13 provide that no licensee shall employ or have connected with him, in any business capacity whatsoever, a person so disqualified.

I. Edward Amada,  
Attorney

Approved:

Joseph P. Lordi,  
Director

Dated: September 10, 1964

7. DISCIPLINARY PROCEEDINGS - SALE TO A MINOR - LICENSE SUSPENDED FOR 15 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary Proceedings against  
  
Somerset Hills Elks Club, Inc.,  
Main Street at Pottersville Road  
Peapack-Gladstone Borough  
PO Gladstone, New Jersey,  
  
Holder of Plenary Retail Consumption License C-1, issued by the Mayor and Council of the Borough of Peapack-Gladstone.  
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CONCLUSIONS  
  
AND  
  
ORDER

Licensee, by Arthur Ballentine, House Committee Co-Chairman,  
Pro se  
Edward F. Ambrose, Esq., Appearing for Division of Alcoholic Beverage Control

BY THE DIRECTOR:

Licensee pleads guilty to a charge alleging that on August 31, 1964, it sold three 4/5 quart bottles of wine to a minor, age 18, in violation of Rule 1 of State Regulation No. 20.

Absent prior record, the license will be suspended for fifteen days, with remission of five days for the plea entered, leaving a net suspension of ten days. Re Brunswick Grove, Inc., Bulletin 1561, Item 7.

Accordingly, it is, on this 21st day of September, 1964,

ORDERED that Plenary Retail Consumption License C-1, issued by the Mayor and Council of the Borough of Peapack-Gladstone to Somerset Hills Elks Club, Inc., for premises on Main Street at Pottersville Road, Peapack-Gladstone, be and the same is hereby suspended for ten (10) days, commencing at 2 a.m. Monday, September 28, 1964, and terminating at 2 a.m. Thursday, October 8, 1964.

JOSEPH P. LORDI  
DIRECTOR



8. DISQUALIFICATION REMOVAL PROCEEDINGS - BOOKMAKING - CONVICTION  
SUBSEQUENT TO PREVIOUS ORDER REMOVING DISQUALIFICATION - ORDER  
REMOVING DISQUALIFICATION.

In the Matter of an Application )  
to Remove Disqualification be- )  
cause of a Conviction, Pursuant )  
to R.S. 33:1-31.2 )

CONCLUSIONS  
AND  
ORDER

Case No. 1856  
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Louis R. Cerefice, Esq., Attorney for Petitioner

BY THE DIRECTOR:

On November 5, 1954 the then Director entered an order removing petitioner's statutory disqualification based on four convictions of crime involving moral turpitude, the last of which occurred in 1941 (Re Case No. 1186). Petitioner's latest criminal record discloses that on July 14, 1959 he was convicted in a county court on a charge of bookmaking (N.J.S. 2A:112-3), was fined \$2,500 and was placed on probation for three years. On October 29, 1962 the petitioner, following an eligibility hearing, was advised by the then Director that the conviction of aforesaid crime, in his opinion, involved the element of moral turpitude (Re Elig. No. 701) and that he was thereby rendered ineligible to be engaged in the alcoholic beverage industry in this State. R.S. 33:1-25, 26.

At the hearing held herein, petitioner (60 years old) testified that he is married and living with his wife; that for the past eight years he has lived at his present address; that for the past two years he has been operating a parking lot concession at a country club; that between 1958 and 1962 he was in the textile business; that in 1957 he became the principal stockholder of a retail corporate licensee, and that the licensed business was sold in the early part of 1958 following which he re-entered the textile business.

Petitioner further testified that he is asking for the removal of his disqualification to be free to engage in the alcoholic beverage industry in this State and that, ever since his conviction on July 14, 1959, he has not been convicted of any crime or arrested.

The Police Department of the municipality wherein the petitioner resides reports there are no complaints or investigations presently pending against the petitioner.

Petitioner produced three character witnesses (a chiroprapist, an operator of a laundry and cleaning business and a retired clothier) who testified they have known the petitioner for over five years last past and that, in their opinion, he is now an honest, law-abiding citizen with a good reputation.

Mindful of the fact that a previous order removing disqualification has been entered and that petitioner was thereafter convicted of crime, I am nevertheless impressed by the favorable testimony of the character witnesses, the petitioner's employment record for the past six years, his present attitude and that, with the exception of his conviction of July 14, 1959, he has not been convicted of any crime since 1941. I shall extend the petitioner another chance to prove his worthiness to be associated with the alcoholic beverage industry in this State. I conclude that such association will not be contrary to the public interest.

Accordingly, it is, on this 21st day of September 1964,

ORDERED that petitioner's statutory disqualification because of the convictions described herein be and the same is hereby removed, in accordance with the provisions of R.S. 33:1-31.2.

JOSEPH P. LORDI  
DIRECTOR

## 9. RECAPITULATION OF ACTIVITY FOR QUARTERLY PERIOD FROM JULY 1, 1964 THROUGH SEPTEMBER 30, 1964

	<u>JULY</u>	<u>AUGUST</u>	<u>SEPTEMBER</u>	<u>TOTAL</u>
<b>ARRESTS:</b>				
Total number of persons arrested	17	16	18	51
Licensees and employees	8	7	10	25
Bootleggers	9	9	8	26
<b>SEIZURES:</b>				
Motor vehicles - cars	1	-	-	1
Stillis - over 50 gallons	-	-	1	1
- 50 gallons or under	-	2	-	2
Alcohol - gallons	.105	-	16	16.105
Mash - gallons	-	50	250	300
Distilled alcoholic beverages - gallons	355.512	3.925	5.563	364.990
Wine - gallons	6.0	24.5	13.781	44.281
Brewed malt alcoholic beverages - gallons	3.138	50.17	38.644	91.952
<b>RETAIL LICENSEES:</b>				
Premises inspected	552	457	566	1,575
Premises where alcoholic beverages were gauged	312	336	512	1,160
Bottles gauged	4,871	5,895	7,747	18,513
Premises where violations were found	69	54	49	172
Violations found	91	76	74	241
Unqualified employees	38	30	26	94
Reg. #38 sign not posted	24	16	11	51
Application copy not available	14	11	8	33
Other mercantile business	4	1	8	13
Prohibited signs	4	3	4	11
Disposal permit necessary	2	5	2	9
Improper beer taps	-	-	2	2
Other violations	5	10	13	28
<b>STATE LICENSEES:</b>				
Premises inspected	18	24	14	56
License applications investigated	17	8	13	38
<b>COMPLAINTS:</b>				
Complaints assigned for investigation	370	327	315	1,012
Investigations completed	322	339	322	983
Investigations pending	(212)	(194)	163	163
<b>LABORATORY:</b>				
Analyses made	68	187	205	460
Refills from licensed premises - bottles	7	86	49	142
Bottles from unlicensed premises	4	44	38	86
<b>IDENTIFICATION:</b>				
Criminal fingerprint identifications made	10	6	10	26
Persons fingerprinted for non-criminal purposes	480	331	308	1,119
Identification contacts made with other enforcement agencies	326	208	156	690
Motor vehicle identifications via N.J. State Police teletype	-	-	2	2
<b>DISCIPLINARY PROCEEDINGS:</b>				
Cases transmitted to municipalities	10	14	10	34
Violations involved	11	18	10	39
Sale during prohibited hours	8	9	9	26
Failure to close premises during prohibited hours	1	2	-	3
Sales to minors	1	7	1	9
Sale to non-members by club	1	-	-	1
Cases instituted at Division	26*	16	32	74*
Violations involved	30	20	37	87
Permitting lottery activity on premises	9	2	5	16
Possessing liquor not truly labeled	2	3	9	14
Permitting bookmaking on premises	5	1	3	9
Sales to minors	4	2	2	8
Sale during prohibited hours	1	2	5	8
Sale below filed price	2	1	1	4
Fraud in application	1	1	-	2
Permitting immoral activity on premises	-	1	1	2
Conducting business as a nuisance	1	1	-	2
Hindering investigation	-	1	1	2
Permitting hostesses on premises	-	2	-	2
Permitting gambling on premises	-	-	2	2
Sale outside scope of license	1	-	-	1
Failure to close premises during prohibited hours	1	-	-	1
Fraud and front	1	-	-	1
Failure to file notice of change in application	1	-	-	1
Possessing pinball machine on premises	1	-	1	2
Substituting alc. bev. other than ordered	-	1	-	1
Possessing contraceptives on premises	-	1	-	1
Beverage Tax Law non-compliance	-	1	-	1
Sale to intoxicated persons	-	-	1	1
Permitting foul language on premises	-	-	1	1
Permittee engaging in conduct proh. to employer	-	-	1	1
Combination sale	-	-	1	1
Sale at discount	-	-	1	1
Permitting person of ill-repute on premises	-	-	1	1
Unqualified employees	-	-	1	1

\*Includes two cancellation proceedings - licenses improvidently issued to licensees convicted of crimes involving moral turpitude.

	<u>JULY</u>	<u>AUGUST</u>	<u>SEPTEMBER</u>	<u>TOTAL</u>
<b>DISCIPLINARY PROCEEDINGS (Continued)</b>				
Cases brought by municipalities on own initiative and reported to Division	26	18	29	73
Violations involved	36	26	36	98
Sale to minors	11	7	19	37
Permitting brawl on premises	10	4	3	17
Sale during prohibited hours	3	6	4	13
Failure to close premises during prohibited hours	3	5	2	10
Conducting business as a nuisance	1	1	3	5
Failure to afford view into premises during proh. hours	1	-	2	3
Permitting gambling on premises	2	-	-	2
Permitting minors to congregate on prem. (local reg.)	-	2	1	3
Permitting immoral activity on premises	1	-	-	1
Act of violence	1	-	-	1
Permitting noise on premises (local reg.)	1	-	-	1
Permitting foul language on premises	1	-	-	1
Permitting female at bar (local reg.)	1	-	-	1
Permitting lottery on premises	-	1	-	1
Hindering investigation	-	-	1	1
Licensee working while intoxicated	-	-	1	1
<b>HEARINGS HELD AT DIVISION:</b>				
Total number of hearings held	37	38	34	109
Appeals	12	8	3	23
Disciplinary proceedings	15	23	23	61
Eligibility	10	6	5	21
Seizures	-	1	1	2
Tax revocations	-	-	1	1
Order to Show Cause	-	-	1	1
<b>STATE LICENSES AND PERMITS ISSUED:</b>				
Total number issued	2,530	1,305	1,429	5,264
Licenses	746	7	3	756
Solicitors' permits	42	48	83	173
Employment permits	495	317	278	1,090
Disposal permits	120	42	108	270
Social affair permits	396	439	509	1,344
Miscellaneous permits	334	128	205	667
Transit insignia	345	298	224	867
Transit certificates	52	26	19	97
<b>OFFICE OF AMUSEMENT GAMES CONTROL:</b>				
Licenses issued	88	96	49	233
Premises inspected	321	586	187	1,094
Premises where violations were found	6	14	-	20
Number of violations found	7	20	-	27
Enforcement files established	40	19	17	76
Disciplinary proceedings instituted at Division	3	-	-	3
Violations involved:				
Charge in excess of 25¢	3	-	-	3

JOSEPH P. LORDI  
 Director of Alcoholic Beverage Control  
 Commissioner of Amusement Games Control

Dated: October 9, 1964.

10. DISQUALIFICATION REMOVAL PROCEEDINGS - FORGING AND UTTERING  
U. S. TREASURER'S CHECK - UTTERING AND PUBLISHING COUNTERFEIT  
GASOLINE COUPONS - SALE OF GASOLINE OVER CEILING PRICE - ORDER  
REMOVING DISQUALIFICATION.

In the Matter of an Application )  
to Remove Disqualification be- )  
cause of a Conviction, Pursuant )  
to R.S. 33:1-31.2 )

CONCLUSIONS  
AND  
ORDER

Case No. 1855  
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Edward F. Menneti, Esq., Attorney for Petitioner

BY THE DIRECTOR:

Petitioner's criminal record discloses that on August 18, 1936 he was sentenced in a county court to serve four months in jail on a charge of highway robbery; that he was convicted in a federal court in 1943 for forging and uttering a United States Treasurer's check and on April 26, 1946 for uttering and publishing forged and counterfeited writings (gasoline coupons) and for sale of gasoline over the ceiling price and, as a result thereof, received suspended sentences and was placed on probation for five years on each charge.

It further appears that petitioner was convicted in a magistrate's court on October 6, 1939 and on January 6, 1942 for motor vehicle violations, and that he was sentenced to serve five days in jail on each violation.

Since the crimes of which the petitioner was convicted in 1936, 1943 and 1946 involve the element of moral turpitude, he was thereby rendered ineligible to be engaged in the alcoholic beverage industry in this State. R.S. 33:1-25, 26.

Petitioner's convictions in the magistrate's court are not convictions of crime.

At the hearing held herein, petitioner (49 years old) testified that he is married and living with his wife; that for the past twenty-one years he has resided at his present address, and that ever since 1957 he has been operating a shoe repair shop.

Petitioner further testified that he is asking for the removal of his disqualification to be free to engage in the alcoholic beverage industry in this State and that, ever since his conviction on April 26, 1946, he has not been convicted of any crime or arrested.

The Police Department of the municipality wherein the petitioner resides reports that there are no complaints or investigations presently pending against the petitioner.

Petitioner produced three character witnesses (a municipal employee, a retired automobile body builder, and a retired office machine operator) who testified that they have known petitioner for more than five years last past, and that in their opinion he is now an honest, law-abiding person with a good reputation.

Considering all of the aforesaid facts and circumstances, I am satisfied that petitioner has conducted himself in a law-abiding manner for five years last past, and that his association with the alcoholic beverage industry in this State will not be contrary to the public interest.

Accordingly, it is, on this 25th day of September 1964,

ORDERED that petitioner's statutory disqualification because of the convictions described herein be and the same is hereby removed, in accordance with the provisions of R.S. 33:1-31.2.

JOSEPH P. LORDI

11. DISCIPLINARY PROCEEDINGS - COMBINATION SALE - FURNISHING  
DISCOUNT - LICENSE SUSPENDED FOR 10 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary )  
Proceedings against )

Jerome H. & Rose Edelman )  
t/a Loss Liquors )  
783 Clinton Avenue )  
Newark, New Jersey, )

CONCLUSIONS  
AND  
ORDER

Holders of Plenary Retail Distribution )  
License D-136, issued by the Municipal )  
Board of Alcoholic Beverage Control of )  
the City of Newark. )

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Licensees, by Jerome H. Edelman, Pro se  
Edward F. Ambrose, Esq., Appearing for Division of Alcoholic  
Beverage Control

BY THE DIRECTOR:

Licensees plead non vult to charges alleging that on September 8, 1964, they (1) sold three 4/5 quart bottles each of four assorted brands of whiskey as a combination sale at a single aggregate price, in violation of Rule 19 of State Regulation No. 20, and (2) furnished a discount in price in conjunction with the sale, in violation of Rule 20 of State Regulation No. 20.

Reports of investigation disclose that the basis of the charges was the licensees' sale of the twelve assorted bottles of whiskey for \$60 rather than the correct total price of \$65.46.

Basically, the violations alleged are equivalent to a charge of sale below filed price and will be so treated for penalty purposes. Hence, absent prior record, the license will be suspended for ten days, with remission of five days for the plea entered, leaving a net suspension of five days. Cf. Re Papp, Bulletin 1500, Item 4; Re Jersey Bar, Inc., Bulletin 1574, Item 11.

Accordingly, it is, on this 28th day of September 1964,

ORDERED that Plenary Retail Distribution License D-136, issued by the Municipal Board of Alcoholic Beverage Control of the City of Newark to Jerome H. & Rose Edelman, t/a Loss Liquors, for premises 783 Clinton Avenue, Newark, be and the same is hereby suspended for five (5) days, commencing at 9 a.m. Monday, October 5, 1964, and terminating at 9 a.m. Saturday, October 10, 1964.

JOSEPH P. LORDI  
DIRECTOR

12. DISCIPLINARY PROCEEDINGS - SALE DURING PROHIBITED HOURS -  
LICENSE SUSPENDED FOR 15 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary  
Proceedings against

The Flame, Inc.  
t/a Blevin's Cove  
450-452 South 3rd Street  
Camden, New Jersey

CONCLUSIONS  
AND  
ORDER

Holder of Plenary Retail Consumption  
License C-163, issued by the Municipi-  
pal Board of Alcoholic Beverage  
Control of the City of Camden

Licensee, by Nathaniel Blevins, President, Pro se  
Edward F. Ambrose, Esq., appearing for the Division of Alcoholic  
Beverage Control

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on  
Sunday, August 30, 1964, it sold alcoholic beverages during hours  
prohibited by local ordinance.

Absent prior record, the license will be suspended for  
fifteen days, with remission of five days for the plea entered,  
leaving a net suspension of ten days. Re Schmidt & Brophy,  
Bulletin 1577, Item 12.

Accordingly, it is, on this 21st day of September, 1964,

ORDERED that Plenary Retail Consumption License C-163,  
issued by the Municipal Board of Alcoholic Beverage Control of the  
City of Camden to The Flame, Inc., t/a Blevin's Cove, for premises  
450-452 South 3rd Street, Camden, be and the same is hereby sus-  
pended for ten (10) days, commencing at 7:00 a.m. Monday,  
September 28, 1964, and terminating at 2:00 a.m. Thursday, October  
8, 1964.

JOSEPH P. LORDI  
DIRECTOR

13. DISCIPLINARY PROCEEDINGS - ALCOHOLIC BEVERAGES NOT TRULY  
 LABELED - LICENSE SUSPENDED FOR 10 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary  
 Proceedings against

Bessie C. Cassidy  
 t/a Cassidy's Cafe  
 556 South Broadway  
 Gloucester City, N. J.

CONCLUSIONS  
 AND  
 ORDER

Holder of Plenary Retail Consump-  
 tion License C-18, issued by the  
 Common Council of the City of  
 Gloucester City

Licensee, Pro se

Morton B. Zemel, Esq., Appearing for the Division of Alcoholic  
 Beverage Control

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on  
 August 3, 1964, she possessed an alcoholic beverage in one bottle  
 bearing a label which did not truly describe its contents, in  
 violation of Rule 27 of State Regulation No. 20.

Absent prior record, the license will be suspended for  
 ten days, with remission of five days for the plea entered,  
 leaving a net suspension of five days. Re Six Steps Down, Inc.,  
 Bulletin 1572, Item 5.

Accordingly, it is, on this 21st day of September, 1964,

ORDERED that Plenary Retail Consumption License C-18,  
 issued by the Common Council of the City of Gloucester City to  
 Bessie C. Cassidy, t/a Cassidy's Cafe, for premises 556 South  
 Broadway, Gloucester City, be and the same is hereby suspended for  
 five (5) days, commencing at 7:00 a.m. Monday, September 28, 1964,  
 and terminating at 2:00 a.m. Saturday, October 3, 1964.

JOSEPH P. LORDI  
 DIRECTOR

14. DISQUALIFICATION REMOVAL PROCEEDINGS - ASSAULT AND BATTERY - RAPE - SODOMY - ENTERING AND LARCENY - CONDUCT NOT LAW-ABIDING DURING PAST 5 YEARS - ORDER DENYING APPLICATION WITH LEAVE TO RE-APPLY AFTER 5 YEARS FROM DATE OF LAST CONVICTION.

In the Matter of an Application )  
to Remove Disqualification be- )  
cause of a Conviction, Pursuant )  
to R.S. 33:1-31.2 )

CONCLUSIONS  
AND  
ORDER

Case No. 1854  
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Neil F. Deighan, Jr., Esq., Attorney for Petitioner

BY THE DIRECTOR:

Petitioner's criminal record discloses that he was convicted in a county court on March 9, 1950 for assault and battery, rape and sodomy, and on January 23, 1952 for entering, without breaking, and larceny; that on the first of said convictions he was sentenced to serve a term of one to two years in New Jersey State Prison (paroled December 11, 1950) and that on his second conviction he was sentenced to serve a term of six and one-half to seven years in New Jersey State Prison and was discharged therefrom on November 27, 1956. It further appears that between 1931 and 1957 petitioner was convicted in a local magistrate's court for carrying a concealed weapon, for petty larceny (2), assault and battery (2), drunk and disorderly (8) and disorderly conduct (5).

More recently it appears that petitioner was convicted in the same court on August 9, 1960 for violation of a municipal ordinance (selling alcoholic beverages without a license), on August 17, 1960 for a violation of a municipal ordinance (maintaining a disorderly house), on August 26, 1960 under the Disorderly Persons Act (assault and battery and malicious injury to property), on February 17, 1961 for disorderly conduct (fighting), on July 6, 1961 for disorderly conduct, on August 14, 1961 under the Disorderly Persons Act (loud and offensive language), and on December 21, 1962 for violations of the Motor Vehicle Act (drunken driving and driving without a license); that on the first of said convictions he was fined \$100 (or thirty days in jail); on his second conviction he was fined \$50 (or fifteen days in jail); on his third and fourth convictions he was sentenced to serve consecutive terms of sixty days in jail; on his fifth conviction he was fined \$10; on sixth conviction he received a three-months suspended sentence; on his seventh conviction he was sentenced to serve ten days in jail; on his eighth conviction he was fined \$200 (or thirty days in jail), and on his ninth conviction he was fined \$35 (or fifteen days in jail).

Since the crime of petty larceny and the crimes of which petitioner was convicted on March 9, 1950 and on January 23, 1952 involve the element of moral turpitude, he was thereby rendered ineligible to be engaged in the alcoholic beverage industry in this State. R.S. 33:1-25, 26.

At the hearing held herein, petitioner (58 years old) testified that he is married and living separate and apart from his wife; that ever since 1918 he has lived in same municipality where he presently resides; that for the past four months he has been employed as a bartender; that until recently, when notified by an agent of this Division, he had no knowledge that he was ineligible for such employment, and that prior thereto he had been employed as a truck driver for about eight years.



To afford petitioner the relief requested, it is necessary that I find that he has been conducting himself in a law-abiding manner for five years last past and that his association with the alcoholic beverage industry will not be contrary to the public interest. See R.S. 33:1-31.2.

In view of his aforesaid involvements with the law in 1960, 1961 and 1962, I conclude that petitioner has not so conducted himself and, therefore, will deny his application. Re Case No. 1835, Bulletin 1577, Item 6.

Petitioner, however, may reapply to remove his disqualification on or after December 21, 1967 (five years from December 21, 1962, the date of his last conviction), provided, however, he has been law-abiding during said five years and has proven to be a fit person for employment in licensed premises.

Accordingly, it is, on this 29th day of September 1964,

ORDERED that the petition herein be and the same is hereby dismissed.

JOSEPH P. LORDI  
DIRECTOR

15. STATE LICENSES - NEW APPLICATIONS FILED.

Monarch Wine Company, Inc.  
4500 Second Avenue  
Brooklyn, New York

Application filed November 5, 1964 for place-to-place transfer of Wine Wholesale License WW-11 to include a warehouse at 399 Halliday Street, Jersey City, N. J.

Williamstown Bottling Works Inc.  
410 South Main Street  
Monroe Township, PO Williamstown, N. J.

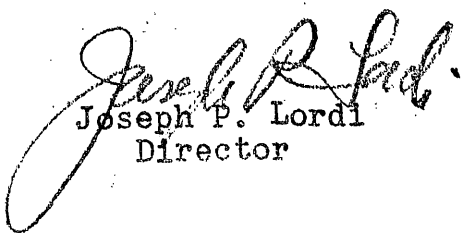
Application filed November 6, 1964 for person-to-person transfer of State Beverage Distributor's License SBD-52 from Michael Alachnowicz, t/a Williamstown Bottling Works.

Kasser Distillers Products Corp.  
3rd and Luzerne Streets  
Philadelphia, Pennsylvania

Application filed November 6, 1964 for Additional Warehouse License on Plenary Wholesale License W-3 for premises at 926 Haddonfield Road, Cherry Hill, N. J.

Wilten Brothers, Inc.  
250 West Cambria Street  
Philadelphia, Pennsylvania

Application filed November 9, 1964 for place-to-place transfer of Wine Wholesale License WW-18 to include a warehouse at 926 Haddonfield Road, Cherry Hill, N. J.

  
Joseph P. Lordi  
Director