

STATE OF NEW JERSEY
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
744 Broad Street, Newark, N. J.

BULLETIN 281

NOVEMBER 21, 1938

TO THE GOVERNOR AND LEGISLATURE OF THE STATE OF NEW JERSEY:

For the reasons set forth in the last annual report, the instant report will not restate the material contained in the official bulletins but will embody a brief discussion of significant items together with statistical information pertaining to the work of the Department.

I

In my last annual report, I referred to the "price wars" which were disrupting the industry and recommended legislation to reenforce the Fair Trade Act. In May 1938 a statute was passed which, in effect, empowered the Commissioner to compel observance by liquor licensees of fair trade prices fixed by manufacturers and wholesalers. Thereafter, formal regulations were adopted and machinery set up for filing fair trade contracts with the Department and publishing fair trade prices. To date, price lists of thirty-nine companies containing four hundred seventy-five items (including most of the nationally advertised brands) have been filed and published. The operation of the regulations thus far has been gratifying. Open price wars have been curbed and we no longer experience the disturbing sight of a long line of persons outside a licensed establishment seeking advertised bargains in liquor. Reports from all portions of the State indicate that the regulations have had a stabilizing effect upon the industry as a whole.

When the commodity is liquor, as distinguished from other merchandise, price cutting is an evil. For the ensuing competition is not healthy but malignant and contagious. It results in greater and still greater bargains designed to lessen and overcome consumer sales resistance. Whatever does that is not in the public interest. "Bargains" in liquor are not good public policy.

There is a related problem which requires mention. Many manufacturers and wholesalers have been giving secret discounts, rebates, free goods, etc. to their larger customers. These practices have, in the past, enabled the recipients to engage in extended price cutting, and I believe that their continuance will retard the complete stabilization of the industry. I therefore recommend a new provision designed to compel manufacturers and wholesalers to sell their products to all customers at invoice prices less express non-discriminatory trade discounts. Such provision will not, in any sense, constitute price fixing, for the manufacturers and wholesalers will still fix their own prices. It will, however, implement the steps which have already been taken towards the elimination of destructive price wars and practices which unduly increase the consumption of alcoholic beverages.

II

Unholy alliances between the liquor industry and those charged with the enforcement of the laws governing the same must be broken. I have prohibited the issuance of license for any business in which a law enforcement official was interested directly or indirectly and have declined to issue solicitor's permit to any member of a municipal governing body or issuing authority. Further steps, however, are necessary. Under the law, as it now stands, members of municipal governing bodies and issuing authorities, who are otherwise qualified, are entitled to hold liquor licenses and be employed by licensees. If there is ever to be an approach to the ideal of the complete divorce of local politics from liquor traffic, a change in this regard is required. I therefore recommend the enactment of a law prohibiting members of municipal governing bodies and issuing authorities from being interested as licensees, employees of licensees or otherwise, in the liquor industry.

Appropriate exception, subject to safeguards, may safely be made in favor of established bona fide hotels and bona fide clubs.

III

One of the well recognized pre-prohibition evils was the brewery controlled retail outlet, generally described as the "tied house." Section 40 of the Control Act, in its original form, completely outlawed such relation. However, in order to avoid unnecessary economic loss, that section was amended to permit the issuance of retail licenses for properties owned by breweries and other manufacturers at the time of the passage of the Control Act. The original permission thus granted expired on December 6, 1936, but has annually been extended and is now scheduled to expire on December 6, 1939. Although economic considerations may justify the continuation of some exemption in favor of properties owned at the passage of the Control Act, the larger social interests and the danger of circumvention of the general legislative policy against tied houses suggest the imposition of appropriate restrictions. I believe that the enactment of legislation prohibiting the sale, at any retail establishment, of the products of any brewery interested in the premises pursuant to the aforementioned statutory moratorium would go a long way towards an adequate solution of the tied house problem without causing unnecessary economic loss.

IV

Home manufacture of liquor was outlawed by legislation several years ago. To reenforce this legislation, I promulgated Rule 18 of the Rules Concerning Conduct of Licensees and Use of Licensed Premises, which prohibits licensees from possessing malt, hops, coloring extracts and other articles calculated for use in the unlawful home manufacture of liquor. This rule was recently

sustained by our Supreme Court in Franklin Stores Co. v. Burnett. One further step should, however, be taken in the same direction. Under the law as it now stands, retail licensees are permitted to possess and sell alcohol. It may safely be said that most alcohol sold by retail licensees is intended for the unlawful home manufacture of liquor. I therefore recommend the adoption of legislation prohibiting retail licensees from possessing or selling alcohol. Appropriate exception may be made in favor of the possession of alcohol by pharmacists and its use in the preparation of medicines.

V

Appeals to the Commissioner from municipal action were taken with consistent frequency, although there was a decrease in the number of reversals. Legitimate local sentiment continued to receive great weight and during the past fiscal year there were only thirty-one unconditional reversals out of a total of one hundred fifty-six appeals filed. Likewise there was no change from the disinclination of the Courts to interfere with administrative determinations in liquor matters. Since my last annual report, there were five applications to the Courts to upset Departmental determinations and in none was the applicant successful.

VI

The policy of having local authorities handle disciplinary proceedings against retail licensees (described in my last annual report) has operated with fair satisfaction. Suspensions by local authorities were imposed in two hundred twenty-eight cases as compared to one hundred seventy-six during the preceding year, and there was a substantial increase in the number of disciplinary proceedings instituted by municipal authorities on their own initiative. In a few instances, notably Newark, I was obliged to displace municipal authorities in the handling of disciplinary

proceedings because of their continued failure to impose adequate penalties. Some governing bodies have yet to see the light. Their ears are too attuned to the insidious voices of licensees and their friends -- political and social. It is a pleasure, however, to report that municipal authorities in most cases have risen to the full stature of duty and administered discipline in such manner as to command respect.

VII

The principles concerning the advertising of alcoholic beverages have not as yet been codified into a set of formal rules. Each question of advertising as it arises is treated on its own merits and the principles set forth, and definite ruling is made on the plan presented. Eventually this process will lead to a crystallization of the principles involved and their embodiment in a set of formal rules and regulations. But, until experience has been broad enough on which to frame such regulations, no formal rules will be declared. In general -- until an evil or abuse presents itself and necessitates regulation, I am not inclined to add to the rules already burdening licensees, either by extending the scope of existing regulations so as to include anticipated evils or by promulgating new ones.

VIII

The persistent activity of the Department's enforcement division has been fruitful and there is evidence that illicit activity has been largely curbed. During the past fiscal year there were two hundred fifty-seven stills seized as compared to three hundred ninety-nine during the preceding year, and there was a corresponding decrease in the number of non-licensees arrested. During the same period over twenty-three thousand inspections of licensed premises were made; over one hundred forty-seven thousand bottles of alcoholic beverages were tested at licensed premises; and over

seventeen hundred complete analyses were made by the Department's chemist. The number of cases in which illicit liquor was found at licensed premises decreased, although there was an increase in the aggregate number of violations of lesser nature.

On numerous occasions since Repeal, the Department has been vested with additional duties involving increased activity by its enforcement division. The recent legislation empowering the Commissioner to compel observance by liquor licensees of fair trade prices filed by manufacturers and wholesalers is illustrative. Notwithstanding the increased duties, the number of available investigators has remained substantially constant. There are now 85 investigators and inspectors engaged in field duty. Considering that they are charged, among other items, with stamping out illicit activity by non-licensees and inspecting over eight hundred state licensees and approximately twelve thousand retail licensees, and must, in addition, spend over one-third of their time in courts and before issuing authorities hearing disciplinary proceedings, it is evident that they require assistance. More investigators are badly needed and provision should be made for at least twenty-five additions, preferably fifty. Furthermore, there should be a general adjustment upwards of investigators' salaries. The Department's investigators, many of whom have been in its employ since 1935, receive salaries from \$1800.00 to \$2240.00 per annum. Considering the nature and responsibility of their work, such compensation is clearly inadequate. The lowest salary paid to any Federal investigator doing comparable work is \$2600.00 for the first year of service. It is my recommendation that the salaries of all investigators be fixed at \$2200.00 per annum for beginners, and graduated, in accordance with length of service, to a maximum of \$3000.00 per annum. The laborer is worthy of his hire.

It would be invidious to fail to mention the work done by the women as well as the men in the Department. Due to the

steadily increasing volume of work coupled with inadequate appropriations for needed clerical and stenographic services, and the elimination at the last moment of all appropriations for seasonal help, the girls in all the divisions, and particularly in the Licensing Division, have had to toil several times a week for eleven or more hours per day. Overtime all along the line is the rule and not the exception. The dominant spirit with which this has been done excites admiration. It should be compensated in a substantial way, or else the Department should be afforded the personnel sufficient to keep abreast of its daily work without working repeatedly far into the night.

IX

Attached to this report are the following Schedules, which contain detailed statistical information pertaining to activities of the Department as of the expiration of the past fiscal year:

- SCHEDULE "A" - Record of State Licenses and Permits issued - Fees and other revenue received for the period from July 1, 1937 to June 30, 1938, inclusive;
- SCHEDULE "B" - Record of State Licenses and Permits issued - Fees and other revenue received for the period from December 6, 1933 to June 30, 1938, inclusive;
- SCHEDULE "C" - Comparative schedule of expenses incurred for the period from December 6, 1933 to June 30, 1938;
- SCHEDULE "D" - Recapitulation of expenses incurred and revenue received for the period from December 6, 1933 to June 30, 1938, inclusive;
- SCHEDULE "E" - Number of municipal licenses issued and amount of fees paid for the period from July 1, 1937 to June 30, 1938;
- SCHEDULE "F" - Record of disposition of Appeals from December 6, 1933 to June 30, 1938;

- SCHEDULE "G" - Summary of revocation proceedings instituted by the State Department and proceedings referred to municipal issuing authorities by the Department for the period from July 1, 1937 to June 30, 1938;
- SCHEDULE "H" - General Enforcement Activity for the period from July 1, 1937 to June 30, 1938;
- SCHEDULE "I" - Record of Inspections of retail licensed premises as of June 30, 1938;
- SCHEDULE "J" - Record of Election Day Inspections of Retail Licensed Premises as of June 30, 1938;
- SCHEDULE "K" - Record of Identification Bureau Activities;
- SCHEDULE "L" - Record of Supervision of State Licensees;
- SCHEDULE "M" - Recapitulation of Seizures;
- SCHEDULE "N" - Record of Alcohol, Whiskey and Wine delivered to State, County and Municipal Institutions and Hospitals.

Respectfully submitted,



Commissioner.

Dated: November 21, 1938.

RECORD OF STATE LICENSES AND PERMITS ISSUED - FEES AND OTHER REVENUE
RECEIVED FOR THE PERIOD JULY 1, 1937 to JUNE 30, 1938, INCLUSIVE.

Type	Number Issued	Fees Paid	
<u>STATE LICENSES</u>			
Plenary Brewery	3	\$ 12,000.00	
Limited Brewery	19	20,500.00	
Plenary Winery	33	16,067.13	
Limited Winery	82	6,675.00	
Limited Distillery	9	7,493.14	
Supplementary Limited Distillery	7	850.00	
Rectifier and Blender	20	49,780.82	
Bonded Warehouse Bottling	1	110.96	
Plenary Wholesale	81	117,743.84	
Limited Wholesale	57	40,847.26	
Wine Wholesale	13	11,271.22	
Plenary Export Wholesale	17	30,326.03	
Limited Export Wholesale	3	3,750.00	
State Beverage Distributors	192	94,256.18	
Plenary Retail Transit	15	1,970.55	
Transportation	102	19,590.68	
Public Warehouse	15	1,498.63	
Warehouse Receipts	36	3,375.91	
State Municipal	113	1,130.00	
TOTAL	818		\$ 439,237.35
<u>PERMITS</u>			
Miscellaneous Special	5803	61,689.58	
Wine	2311	2,311.00	
Solicitor's	3488	17,440.00	
Employment	3382	3,382.00	
Permit extensions	27	33.00	
TOTAL	15,011		84,855.58
<u>LICENSE CHANGES</u>			
Change of address	59	295.00	
Additional premises	32	5,596.06	
Transfers	6	182.50	
TOTAL	97		6,073.56
<u>MISCELLANEOUS FEES</u>			
Emergency Trans. Insignia	1	2.00	
Paid Trans. Insignia	4493	8,986.00	
Special Trans. Certificates	869	869.00	
Certifications	303	304.50	
Sale of Bulletins		639.40	
Sale of Mailing Lists		1,517.50	
TOTAL	5666		12,318.40
FORFEITURES		965.00	
RETAINED PERCENTAGES		541.52	1,506.52
TOTAL			\$ 543,991.41
LESS REFUNDS			792.98
TOTAL NET REVENUE FROM LICENSES, PERMITS & OTHER FEES			\$ 543,198.43
<u>OTHER REVENUE</u>			
Seizure costs			623.56
Cash Seizures			145.58
Forfeited Seizure Security Deposits Revenues			100.00
Sale of Transcripts			187.50
Tax Revocation Service Charges			425.00
Adjusted License Fees			450.00
Miscellaneous			11.00
TOTAL REVENUE RECEIVED FROM ALL SOURCES			\$ 545,141.07

SCHEDULE "B"RECORD OF STATE LICENSES AND PERMITS ISSUED - FEES AND OTHER REVENUE RECEIVED FOR THE PERIOD DECEMBER 6, 1933 TO JUNE 30, 1938, INCLUSIVE.

<u>Type</u>	<u>Number Issued</u>	<u>Fees Paid</u>	
<u>STATE LICENSES</u>			
Plenary Brewery	30	\$ 75,241.59	
Limited Brewery	77	75,687.68	
Plenary Winery	155	63,023.47	
Limited Winery	255	21,131.05	
Plenary Distillery	15	72,595.90	
Limited Distillery	82	74,326.56	
Supplementary Limited Distillery	25	3,920.55	
Rectifier and Blender	177	328,167.49	
Bonded Warehouse Bottling	1	110.96	
Plenary Wholesale	549	669,598.76	
Limited Wholesale	413	234,520.70	
Wine Wholesale	36	28,438.33	
Plenary Export Wholesale	92	138,499.67	
Limited Export Wholesale	7	7,385.62	
State Beverage Distributor's	779	377,437.38	
Plenary Retail Transit	58	7,018.65	
Transportation	634	100,832.30	
Public warehouse	86	7,925.23	
Warehouse Receipts	105	8,010.28	
State Municipal	367	3,670.00	
TOTAL	3943		\$ 2,297,542.17
<u>PERMITS</u>			
Miscellaneous Special	18,327	187,807.35	
Wine	6,368	6,368.00	
Solicitor's	10,246	51,240.00	
Employment	5,799	5,799.00	
Permit extensions	149	184.00	
TOTAL	40,889		251,398.35
<u>LICENSE CHANGES</u>			
Change of Address	234	1,170.00	
Additional premises	108	18,143.18	
Transfers	30	2,322.50	
License extensions	20	200.00	
TOTAL	392		21,835.68
<u>MISCELLANEOUS FEES</u>			
Emergency Trans. Insignia	25	50.00	
Paid Trans. Insignia	19,157	38,318.00	
Special Trans. Certificates	869	869.00	
Certifications	1,325	1,640.30	
Bulletins		1,851.85	
Mailing Lists		5,325.50	
TOTAL	21,376		48,054.65
FORFEITURES		12,527.72	
RETAINED PERCENTAGES		9,291.17	21,818.89
INTEREST EARNED			754.16
TOTAL			\$ 2,641,403.90
LESS REFUNDS			4,558.40
TOTAL NET REVENUE FROM LICENSES, PERMITS & OTHER FEES			\$ 2,636,845.50

SCHEDULE "B" - cont'dOTHER REVENUE

Seizure costs	\$ 5,934.59
Sale of seizures	21,700.70
Cash seizures	145.58
Forfeited seizure deposits	235.00
Forfeited seizure security deposits revenues	873.50
Sale of transcripts	419.00
Tax revocation service charges	775.00
Adjusted license fees	2,400.00
Miscellaneous	<u>161.50</u>
TOTAL REVENUE RECEIVED FROM ALL SOURCES	\$ 2,669,490.37

SCHEDULE "C"
COMPARATIVE SCHEDULE OF EXPENSES INCURRED

	12/6/33 to 6/30/34	7/1/34 to 6/30/35	7/1/35 to 6/30/36	7/1/36 to 6/30/37	7/1/37 to 6/30/38	Total 12/6/33 to 6/30/38
Wages and Salaries	\$ 90,599.68	\$232,570.57	\$283,345.26	\$314,780.34	\$346,482.49	\$1,267,776.34
Stationery and Office Supplies	14,135.08	6,920.42	8,767.24	9,966.27	5,711.93	45,500.94
Equipment	20,551.79	7,489.24	4,991.93	4,931.63	4,271.09	42,235.68
Miscellaneous Expenses	50,779.96	96,032.13	116,735.48	97,538.49	89,973.16	451,057.22
TOTALS	\$176,066.51	\$343,012.36	\$413,837.91	\$427,214.73	\$446,438.67	\$1,806,570.18

SCHEDULE "D"
RECAPITULATION OF EXPENSES INCURRED AND REVENUS RECEIVED
FOR THE PERIOD DECEMBER 6, 1933 TO JUNE 30, 1938 INCLUSIVE

Year ending	Net Revenue Received	Expenses Incurred	Excess Revenue Over Income
6/30/34	\$ 335,359.67	\$176,066.51	\$159,293.16
" " 6/30/35	640,604.33	343,012.36	297,591.97
" " 6/30/36	579,397.98	413,837.91	165,560.07
" " 6/30/37	568,987.32	427,214.73	141,772.59
" " 6/30/38	545,141.07	446,438.67	98,702.40
TOTALS	\$2,669,490.37	\$1,806,570.18	\$862,920.19

SCHEDULE "E"

NUMBER OF MUNICIPAL LICENSES ISSUED AND AMOUNT OF FEES PAID FOR THE PERIOD JULY 1ST, 1937
TO JULY 1ST, 1938 AS PER CERTIFICATIONS RECEIVED FROM THE ISSUING AUTHORITIES

C L A S S I F I C A T I O N O F L I C E N S E S

County	Plenary Retail <u>Consumption</u>		Plenary Retail <u>Distribution</u>		Club No. Issued	Limited Retail <u>Distribution</u>		Seasonal Retail <u>Consumption</u>		Number Surren- dered Expired	Number Licen- ses in Effect	Total Fees Paid	
	No. Issued	Fees Paid	No. Issued	Fees Paid		No. Issued	Fees Paid	No. Issued	Fees Paid				
Atlantic	481	176,971.17	42	16,680.00	15	1,030.60	2	50.00	5	608.50	11	534	195,340.27
Bergen	827	267,496.47	229	53,769.95	52	4,391.93	49	2,192.00	7	1,091.60	12	1152	328,941.95
Burlington	185	54,552.26	15	3,335.78	28	3,346.63	1	25.00			1	228	61,259.67
Camden	464	186,247.57	46	16,570.00	61	5,261.34	2	100.00	6	1,278.15	4	575	209,457.06
Cape May	124	42,596.42	10	3,200.87	6	469.97						140	46,267.26
Cumberland	75	22,770.00	13	2,300.00	25	2,539.03					5	108	27,409.03
Essex	1467	733,716.78	349	153,106.76	72	9,703.50	25	1,186.49	4	1,501.44	8	1909	899,214.97
Gloucester	116	32,125.45	9	1,325.00	4	250.00						129	33,700.45
Hudson	1679	689,942.12	272	107,213.34	54	7,043.00	79	3,187.57			14	2070	807,386.03
Hunterdon	80	21,040.00	1	200.00	1	150.00						82	21,390.00
Mercer	446	183,650.82	43	10,740.49	38	4,735.11			2	600.00	2	527	199,756.42
Middlesex	622	242,869.25	38	9,874.02	34	2,880.45	1	25.00	6	1,207.08	13	688	256,855.80
Monmouth	518	193,502.22	71	17,631.13	31	3,380.72	9	385.00	33	9,351.90	23	639	224,250.97
Morris	329	93,344.62	66	16,346.46	26	1,967.62	1	25.00	18	2,602.62	15	425	114,286.32
Ocean	177	82,590.86	28	9,049.00	8	800.00					2	211	92,439.86
Passaic	929	356,254.99	120	33,009.74	35	3,989.15	22	1,050.00	9	1,771.67	12	1103	396,075.55
Salem	51	15,675.00	4	524.00	7	600.00						62	16,799.00
Somerset	179	62,173.63	21	5,000.00	11	875.00			2	702.26	4	209	68,750.89
Sussex	163	33,025.04	9	1,590.00	4	210.00			5	750.00	4	177	35,575.04
Union	558	271,421.59	116	38,698.03	59	7,022.25	19	779.69				752	318,221.56
Warren	137	57,631.48	14	1,800.38	18	620.00	3	105.00	3	400.00	1	174	40,606.86
TOTALS	9607	3,799,947.74	1516	501,964.95	589	61,096.30	213	9,110.75	100	21,865.22	131	11,894	4,393,984.96

SCHEDULE "E"

RECORD OF DISPOSITION OF APPEALS FROM
DECEMBER 6, 1933 to JUNE 30, 1938

Period ending June 30, 1934:

Affirmances - - - - -	49	
Dismissed - - - - -	18	
Reversals - - - - -	40	
Reversals on condition - - - - -	7	
Withdrawn - - - - -	<u>17</u>	131

Period ending June 30, 1935:

Affirmances - - - - -	39	
Affirmed on condition - - - - -	1	
Dismissed - - - - -	20	
Remanded - - - - -	1	
Reversals - - - - -	89	
Reversals on condition - - - - -	18	
Reversed and remanded - - - - -	1	
Withdrawn - - - - -	<u>23</u>	242

Period ending June 30, 1936:

Affirmances - - - - -	68	
Dismissed - - - - -	28	
Remanded - - - - -	4	
Reversals - - - - -	37	
Reversals on condition - - - - -	4	
Reversed and remanded - - - - -	1	
Withdrawn - - - - -	<u>8</u>	150

Period ending June 30, 1937:

Affirmances - - - - -	101	
Affirmed on condition - - - - -	1	
Dismissed - - - - -	4	
Remanded - - - - -	2	
Reversals - - - - -	50	
Reversals on condition - - - - -	2	
Reversed and remanded - - - - -	1	
Withdrawn - - - - -	19	
Approval of Ordinance - - - - -	1	
Disapproval of Ordinance - - - - -	1	
Approval of Condition to issuance of license - - - - -	1	
Carried forward (not decided by June 30) - - - - -	<u>2</u>	185

Period ending June 30, 1938:

Affirmances - - - - -	78	
Affirmed on condition - - - - -	1	
Dismissed - - - - -	4	
Remanded - - - - -	2	
Reversals - - - - -	31	
Reversed on condition - - - - -	7	
Withdrawn - - - - -	19	
Approval of Regulation - - - - -	1	
Carried forward (not decided by June 30) - - - - -	<u>13</u>	156

TOTAL APPEALS FILED JUNE 30, 1938 - - - - - 864

SCHEDULE "G"
REVOCATION PROCEEDINGS JULY 1, 1937 to JUNE 30, 1938

A

Reports transmitted by the Department to Municipal Issuing Authorities for proceedings touching upon the revocation or suspension of license or other disciplinary action:

<u>Cases Transmitted</u>		329
<u>Disposition:</u>		
License revoked	16	
License surrendered	6	
License not renewed	1	
License suspended	228	
Sentence suspended	18	
Charges dismissed	37	
Pending: Heard, decision reserved	7	
Awaiting hearing	<u>16</u>	329

B

(1) <u>Hearings held at State Department against State Licensees</u>		4
<u>Disposition:</u>		
Pending, decision reserved	4	
(2) <u>Hearings held at State Department against Municipal Licensees</u>		34
<u>Disposition:</u>		
License revoked	2	
License suspended	22	
Dismissed	1	
Pending: Decision reserved	<u>9</u>	34

C

Report on cases transmitted to this Department by the State Tax Department for non-payment of taxes or penalties or other failure to comply with tax law by State and Municipal Licensees and Permittees:

<u>Total number of cases</u>		
State licensees	22	
Municipal licensees	67	
Permittees	<u>35</u>	124
<u>Disposition:</u>		
(1) <u>State Licensees</u>		
License suspended for balance of term	6	
Dismissed after charges were served, but before hearing, after payment of penalty and service charge	<u>16</u>	22
(2) <u>Municipal Licensees</u>		
License suspended for balance of term	19	
Suspended for balance of term but reinstated after payment of penalty and service charge	12	
Dismissed after charges were served, but before hearing, after payment of penalty and service charge	35	
Pending, awaiting hearing	<u>1</u>	67
(3) <u>Permittees</u>		
Permit cancelled	8	
Permit suspended for balance of term	14	
Suspended for balance of term but reinstated after payment of penalty and service charge	4	
Dismissed after charges were served, but before hearing, after payment of penalty and service charge	8	
Complaint withdrawn	<u>1</u>	35
		124

SCHEDULE "H"

GENERAL ENFORCEMENT ACTIVITY FOR FISCAL YEAR - JULY 1, 1937 TO AND INCLUDING JUNE 30, 1938

		1st Quarter	2nd Quarter	3rd Quarter	4th Quarter	Yearly Total
<u>ARRESTS:</u>	Licensees	19	15	13	19	64
	Non-Licensees	192	185	169	168	714
	Total	211	198	182	187	778
<u>SEIZURES:</u>	<u>Stills</u>					
	1 - 50 gallon capacity	28	45	27	50	130
	Over 50-gallon capacity	36	29	32	30	127
	Total	64	74	59	60	257
	<u>Motor Vehicles</u>					
	Trucks	2	2	3	3	10
	Passenger Cars	16	13	13	21	63
	Total	18	15	16	24	73
	<u>Alcohol</u>					
	Beverage alcohol (gallons)	1313	708	1427	2762	6210
	Denatured alcohol (gallons)	5	5	0	0	10
	<u>Mash</u>					
	Total number gallons	131,739	166,690	83,740	65,086	447,255
<u>Alcoholic Beverages</u>						
Beer, ale, etc. (gals.)	191	81	15	157	442	
Wine (gallons)	141	713	2994	841	4,689	
Whiskey, hard liquor (gals.)	529	820	297	201	1,847	
<u>RETAIL INSPECTIONS:</u>	Licensed premises inspected	4029	6968	6665	5597	23,259
	Illicit (bootleg) liquor	12	29	33	26	100
	Gambling devices	179	267	329	357	1,132
	Prohibited signs	96	234	284	205	819
	Unqualified employees	413	229	368	803	1,813
	Other violations	98	203	206	220	727
	Total violations found	798	962	1220	1611	4,591
Number of bottles tested	24,244	44,150	39,856	39,518	147,768	
<u>COMPLAINTS:</u>	Investigated and closed	930	997	877	874	3,678
	Investigated, pending	941	506	323	473	
<u>LABORATORY:</u>	Analyses made	460	407	398	485	1,750
	Samples of alcohol, water and coloring matter	22	40	35	37	134
	Samples of moonshine (product of illicit still)	78	67	63	74	282

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SCHEDULE "I"

RECORD OF INSPECTIONS OF RETAIL LICENSED PREMISES AS OF JUNE 30, 1938

	Prior to 1/1/36	1/1/36 to 7/1/36	7/1/36 to 1/1/37	1/1/37 to 7/1/37	7/1/37 to 1/1/38	1/1/38 to 7/1/38	Cumulative Total
Retail Licensed Premises Inspected	10,747	6,512	9,921	12,201	10,997	12,262	62,640
Bottles of Liquor Tested	Figures not available	16,452	47,159	71,866	68,391	79,374	283,245
Illicit (bootleg) liquor	11	37	65	50	41	59	265
Gambling Devices	967	466	694	426	446	686	3,685
Prohibited Signs	56	207	238	238	330	489	1,558
Unqualified Employees	31	66	433	648	642	1,171	2,991
Other Violations	115	142	213	290	301	426	1,487
Total Violations	1,180	918	1,643	1,652	1,760	2,831	9,984

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SCHEDULE "J"

RECORD OF ELECTION DAY INSPECTIONS OF RETAIL LICENSED PREMISES AS OF JUNE 30, 1938

	Men Assigned.	Retail Premises Inspected	*Violations Found
General Election - November 6, 1934	70	5247	64
Primary Election - September 21, 1935	67	6462	54
General Election - November 5, 1935	80	6577	41
Primary Election - May 19, 1936	91	7830	31
General Election - November 3, 1936	103	8055	29
Primary Election - September 21, 1937	85	7551	28
General Election - November 2, 1937	89	9041	14

*Violations are those retail licensed premises found to be open and engaged in the sale of alcoholic beverages contrary to rule prohibiting sale of alcoholic beverages on Election Day during hours when polls are open.

SCHEDULE "K"

IDENTIFICATION BUREAU ACTIVITIES FOR FISCAL YEAR - JULY 1, 1937 TO AND INCLUDING JUNE 30, 1938

	<u>1st Quarter</u>	<u>2nd Quarter</u>	<u>3rd Quarter</u>	<u>4th Quarter</u>	<u>Annual Total</u>
Persons fingerprinted for non-criminal purposes (Applicants for State License, Solicitors, etc.)	299	303	387	647	1,636
License applicants certified to have no criminal record	228	241	278	544	1,291
Applicants certified to have criminal record	71	62	109	105	345
Contacts with N. J. State Police Teletype System (motor vehicle information).	187	170	432	282	1,071
Contacts with other enforcement agencies (criminal identifications)	353	250	615	453	1,671

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SCHEDULE "L"

SUPERVISION OF STATE LICENSEES

	<u>7/1/37 to 10/1/37</u>	<u>10/1/37 to 1/1/38</u>	<u>1/1/38 to 4/1/38</u>	<u>4/1/38 to 7/1/38</u>	<u>Yearly Total</u>
Inspection of State Licensees	211	412	353	299	1,275
Violations disclosed	15	21	17	4	57
New license applications investigated and approved	48	73	48	19	188
Renewal applications investigated and approved	111	--	--	754	865
Special Permit applications investigated and approved	12	3	2	32	49
Complaint investigations completed	52	42	37	33	164

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SCHEDULE "M"

RECAPITULATION OF SEIZURES AS OF JUNE 30, 1938

	<u>12/6/33 to 7/1/34</u>	<u>7/1/34 to 1/1/35</u>	<u>1/1/35 to 7/1/35</u>	<u>7/1/35 to 1/1/36</u>	<u>1/1/36 to 7/1/36</u>	<u>7/1/36 to 1/1/37</u>	<u>1/1/37 to 7/1/37</u>	<u>7/1/37 to 1/1/38</u>	<u>1/1/38 to 7/1/38</u>	<u>Grand Total</u>
Total Seizures	235	689	649	504	638	452	370	323	299	4,159
Stills	85	276	204	182	188	105	121	138	119	1,416
Motor Vehicles	82	126	96	100	90	75	43	33	40	685
Passenger Cars	37	88	80	78	71	53	32	29	34	502
Trucks	45	38	16	22	19	22	11	4	6	183
Alcoholic beverages seized (gallons)	431,920	26,254	18,012	81,239	14,769	12,742	7,511	4,496	8,692	605,635
Denatured alcohol seized (gallons)	---	---	4,360	35,275	2,814	4,692	228	10	---	47,379

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SCHEDULE "N"

RECORD OF ALCOHOL, WHISKEY AND WINE DELIVERED TO STATE, COUNTY AND MUNICIPAL INSTITUTIONS AND HOSPITALS

	Alcohol		Whiskey	Wine
	Medicinal	Denatured		
7/1/34 through 6/30/35	*	39,937	5,355	1,390
7/1/35 through 6/30/36		18,434	6,034	5,701
7/1/36 through 6/30/37		3,049	1,882	1,361
7/1/37 through 6/30/38		3,527	2,808	2,917
Total through 6/30/38		64,947	19,079	11,369

*All figures are shown in gallons