

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

BULLETIN 1835

January 28, 1969

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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

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January 28, 1969

1. NEW LEGISLATION - AMENDMENT AND SUPPLEMENT TO STATE NUMERICAL
LIMITATION LAW WITH RESPECT TO HOTELS AND MOTELS.

On November 25, 1968, the Legislature passed over the conditional veto of the Governor Senate No. 498 (1968) which thereupon became Chapter 359 of the Laws of 1968, effective January 1, 1969.

The Act amends R.S. 33:1-12.20 and adds R.S. 33:1-12.20a to provide, with respect to the prohibition against the issuance of any new plenary or seasonal retail consumption license or any new plenary retail distribution license in excess of the State quota set forth in R.S. 33:1-12.14, as follows (deleted matter bracketed, new matter underlined):

R.S. 33:1-12.20 Nothing in this act shall prevent the issuance, in a municipality, of a new license to a person who operates a hotel or motel containing [50] 100 guest sleeping rooms or who may hereafter construct and establish a new hotel or motel containing at least [50] 100 guest sleeping rooms.

R.S. 33:1-12.20a Nothing in this act shall affect the right of the holder of any license issued or approved for issuance, contingent on completion of construction for a hotel or motel premises to use and to renew such license.

JOSEPH M. KEEGAN
DIRECTOR

Dated: December 26, 1968

2. APPELLATE DECISIONS - YARDARM, INC. v. WEST ORANGE.

#3315)	
YARDARM, INC.)	
t/a ADMIRAL BENBOW INN,)	
Appellant,)	ON APPEAL
)	CONCLUSIONS
)	AND ORDER
v.)	
BOARD OF ALCOHOLIC BEVERAGE)	
CONTROL OF THE TOWN OF WEST)	
ORANGE,)	
Respondent.)	

 Doherty & Grossman, Esqs., by Robert H. Doherty, Jr., Esq.,
 Attorneys for Appellant
 Louis Lando, Esq., by Harry A. Margolis, Esq., Attorney for
 Respondent

BY THE DIRECTOR:

The Hearer has filed the following report herein:

Hearer's Report

This is an appeal from the action of respondent whereby it suspended appellant's license for ninety days effective April 22, 1968. Appellant was adjudged guilty in disciplinary proceedings of a charge alleging that on March 31, 1968 it sold, served and delivered an alcoholic beverage to a twenty-year-old minor and allowed, permitted and suffered the consumption of such beverage by the said minor, in violation of Rule 1 of State Regulation No. 20. The licensed premises are located at 244-252 Main Street, West Orange.

Upon the filing of the appeal an order was entered on April 18, 1968, staying respondent's order of suspension until further order of the Director.

Appellant alleges in its petition of appeal that the action of respondent was against the weight of the evidence.

Respondent's answer denies the aforesaid allegation set forth in appellant's petition.

The hearing on appeal was heard de novo pursuant to Rule 6 of State Regulation No. 15.

It appears from the testimony of Richard E. Kelly (a police officer) that on March 31 he was in appellant's establishment and at approximately 11:30 p.m. stopped one John --- when he saw him coming out of the bar carrying a bottle of beer. When he asked John his age John stated that he was twenty years old. Thereafter Officer Kelly spoke to Mr. Wiesing (manager of the licensed premises) and informed him that his minor employee had been served beer and that his bartender (one Vincent P. Sharrock), who allegedly made the sale and service, had been requested to come to police headquarters. Wiesing, according to Officer Kelly, then stated, "Look, fellows. Can't this be taken care of here in my office?" Kelly told Wiesing the matter would be taken care of at police headquarters.

On cross examination Officer Kelly stated that he recognized John because approximately six weeks prior thereto he had questioned him concerning a motor vehicle violation, at which time John said he was a member of a band called "the Maze" which was providing the music at appellant's premises.

John --- testified that he was born on March 30, 1948; that on March 31, 1968 he purchased a bottle of Rheingold beer from Sharrock (whom he identified at the instant hearing) and paid him 75¢ therefor. He was never interrogated by Sharrock with reference to his age.

On cross examination John stated that he bought the beer "in the back bar" and "started to consume it there and I walked out with a beer in my hand because I was going back on the stand;" that "Detective Kelly and the other detective came up and identified themselves and took the beer away from me and notified me that I was in custody." When he returned to the premises from police headquarters he denied saying to Mr. Wiesing that he had not purchased the beer but had picked up the bottle from the bar. John further stated that he signed a paper for the American Federation of Musicians wherein his date of birth was given as March 30, 1946, because he had "learned through experience that it's to your advantage to be, or at least create the impression with the people you work with that you are of legal age."

Jerome Davis testified that he was the manager of the group of musicians of which John was a member and that John had stated to him that he was over twenty-one years of age.

Vincent P. Sharrock testified that he has been employed as a bartender by appellant and was on duty on March 31. Sharrock denied serving any alcoholic beverages to John during that evening. If John was in the barroom he would have seen him, but he could not remember doing so. However, he remembered giving a statement on the evening in question to the police that a man and a girl had purchased three drinks and that a person in a yellow jacket was in the barroom at that time. (The members of the band wear yellow jackets.)

George M. Durr testified that on March 31 he was employed by appellant to check the identification of patrons entering the establishment; that on the night in question he observed John in the premises and also later at police headquarters; that he had a conversation with John wherein John stated that he had not purchased a drink in the establishment but "more or less said he picked it up off the bar" and further said that Officer Kelly threatened to lock up a friend of John's "for a gun charge that he had confiscated" from John and his friend at a previous time.

Theodore R. Wiesing testified that he is the secretary-treasurer of the appellant corporation and manages the licensed business, which is known as a discoteque; that "the management of the band provide us with the names of any of those members of the band that are minors, and at that point we gather the bartenders together and point out each minor member of the band to the bartenders so there can be no possible service to a minor member of a band." Wiesing said that on March 31 he saw Officers Kelly and Phillips in the licensed premises and

recognized Officer Kelly because at one time appellant had employed him as a special officer to maintain order and he also knew Officer Phillips by sight; that, after the alleged incident with reference to John, he spoke to John who stated "he was not served on that occasion; that he had picked that bottle of beer off a table on his way to the bandstand and hence the fact that it was only one-third full."

During cross examination Wiesing testified that appellant had pleaded guilty in 1967 to sale of alcoholic beverages to minors, as a result of which a ten-day suspension was imposed on appellant's license. He admitted saying to Officer Kelly or Officer Phillips, "Look, fellows, can't this be straightened out here in my office?" Mr. Wiesing further stated that appellant relies solely on the persons checking ages at the door to see that no minors enter the premises. However, he agreed that he had placed a newspaper advertisement (Exhibit R-5) stating, "If you are a minor, you may come with a responsible adult" which contained at the bottom the words "Booze - Beer - Snacks - Pizzas."

John was recalled to the stand at the conclusion of respondent's case and stated that he did not tell Mr. Wiesing that pressure had been put on him to give a voluntary or oral statement to the police. Further, John stated that no threat was made at any time against him by anyone concerning a friend of his for a traffic incident which had happened some time prior to the date in question.

Freddie Thompson (produced by appellant to verify the cash register tapes which had been marked in evidence) claimed they were the tapes taken from the registers on the night in question but was uncertain which came from the register used by Sharrock at the time.

We are dealing in the matter under consideration with a purely disciplinary measure and its alleged infraction. Such action is civil in nature and not criminal. In re Schneider, 12 N.J. Super. 449 (App.Div. 1951). Thus the proof must be supported by a fair preponderance of the credible evidence only. Benedetti v. Trenton, 35 N.J. Super. 30 (App.Div. 1955); Kravis v. Hock, 135 N.J.L. 259 (Sup.Ct. 1947).

I am satisfied by the credible evidence produced herein that John was sold a bottle of beer on the night in question. The bartender testified that there was a couple at the bar who purchased three bottles of beer and that John (a member of the band) may have been in the barroom at the time but he had not sold him any alcoholic beverages. Theodore Wiesing (the manager) was not present at that particular section of the premises and could not state specifically whether or not beer was sold to John. Mr. Wiesing's testimony was merely a result of what he stated John said to him to the effect that he had picked up a bottle from the bar and had not purchased the beer as alleged. Officer Kelly testified that he saw John with the beer and apprehended him; that subsequently he spoke to Mr. Wiesing about bartender Sharrock coming to police headquarters and Mr. Wiesing asked him whether the matter could not be taken care of at the licensed premises.

I am not impressed with the testimony of the witnesses produced by appellant. I am satisfied that both John and Officer Kelly have given an accurate account as to what transpired on the evening in question.

The fact that John attempted to deceive his employer by misstating his age is not condoned. Mr. Wiesing implies that, since the management of the band provided appellant with the names of those members who are minors, he should be relieved of any responsibility with reference to John's age. However, a licensee is solely responsible for the operation of the licensed premises and cannot shift his responsibility to another, either to provide entertainment or for any other reason.

After careful examination of all the testimony, there is no doubt in my mind that the purchase of beer was made by the minor. I find as a fact that he was sold an alcoholic beverage and permitted to consume it on the licensed premises. I therefore recommend that an order be entered affirming respondent's action and dismissing the appeal, and fixing the effective dates for the suspension imposed by respondent and stayed pending the entry of an order herein.

Conclusions and Order

Exceptions to the Hearer's report and argument in support thereof were filed by the attorneys for appellant, and answer thereto was filed by the attorney for respondent, pursuant to Rule 14 of State Regulation No. 15.

I have considered the exceptions taken to the Hearer's report and find that they have either been answered by the Hearer or they are without merit.

After carefully considering all of the evidence adduced in this matter, I concur in the findings and conclusions of the Hearer and adopt them as my conclusions herein. I shall, therefore, affirm the action of respondent. However, since during the pendency of this appeal appellant's 1967-68 license expired on June 30, 1968, and respondent's denial of its renewal for the license year 1968-69 has been affirmed (Yardarm, Inc. v. West Orange, Bulletin 1834, Item 1), there is no currently effective license against which the dates for the suspension may now be fixed.

Accordingly, it is, on this 26th day of December 1968,

ORDERED that the action of the respondent be and the same is hereby affirmed and the appeal herein be and the same is hereby dismissed; and it is further

ORDERED that Plenary Retail Consumption License C-43, issued by the respondent Board of Alcoholic Beverage Control of the Town of West Orange to Yardarm, Inc., t/a Admiral Benbow Inn, for premises 244-252 Main Street, West Orange, be and the same is hereby suspended for ninety (90) days, the effective dates of such suspension to be fixed pursuant to State Regulation No. 16, Rules 1 and 2, if and when the licensee again obtains a license.

JOSEPH M. KEEGAN
DIRECTOR

3. DISCIPLINARY PROCEEDINGS - SALE TO ANOTHER RETAILER -
CHARGE DISMISSED.

In the Matter of Disciplinary
Proceedings against

KING STREET LIQUOR STORE, INC.
t/a King Street Liquor Store
28 No. King Street
Gloucester City, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Distribution
License D-1 issued by the Common
Council of the City of Gloucester City

Licensee, by Sidney Leader, President, Pro se
Edward F. Ambrose, Esq., Appearing for Division of Alcoholic
Beverage Control

BY THE DIRECTOR:

The Hearer has filed the following report herein:

Hearer's Report

Licensee pleaded not guilty to the following charge:

"On divers days between March 24, 1967 and September 10, 1967, you the holder of a New Jersey plenary retail distribution license, without authority of special permit first obtained from the Director of the Division of Alcoholic Beverage Control, sold numerous orders of various kinds and brands of alcoholic beverages to Albert C. Wall, Inc., t/a Lindy's Bar, holder of a plenary retail consumption license for premises 238-240 Mercer Street, Gloucester City, New Jersey; in violation of Rule 15 of State Regulation No. 20."

After carefully considering the testimony adduced herein, it is my view that there appears to be a lack of the necessary preponderance of the evidence to find the licensee guilty of the charge. I, therefore, recommend that the licensee be found not guilty and that the charge be dismissed.

Conclusions and Order

No exceptions to the Hearer's report were filed pursuant to Rule 6 of State Regulation No. 16.

Having carefully considered the entire record herein, including the transcript of the testimony and the Hearer's report, I concur in the findings and conclusions of the Hearer and adopt them as my conclusions herein.

Accordingly, it is, on this 20th day of November, 1968,

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

JOSEPH M. KEEGAN
DIRECTOR

In the Matter of Disciplinary
Proceedings against

SUPPLEMENTAL
ORDER

Samuel Raffaelo, Esq., Attorney for Licensee
Walter H. Cleaver, Esq., Appearing for Division of Alcoholic
Beverage Control

On August 20, 1968, I entered Conclusions and Order herein suspending the license for twenty days commencing at 2:00 a.m. August 27, 1968, for possession of alcoholic beverages not truly labeled. Re Club Hialeah, Inc., Bulletin 1817, Item 5.

The licensee's attorney has now advised me that the appeal has been abandoned and has requested that the balance of the suspension be reimposed effective December 24, 1968. The balance of the suspension may now be reimposed.

ORDERED that the balance of the twenty-day suspension interrupted at 8:30 p.m. August 27, 1968, be reinstated against Plenary Retail Consumption License C-654, issued by the Municipal Board of Alcoholic Beverage Control of the City of Newark to Club Hialeah, Inc. for premises 15 Bloomfield Avenue, Newark, commencing at 8:30 p.m. Tuesday, December 24, 1968, and terminating at 2:00 a.m. Monday, January 13, 1969.

JOSEPH M. KEEGAN
DIRECTOR

5. DISCIPLINARY PROCEEDINGS - ORDER REIMPOSING SUSPENSION STAYED DURING PENDENCY OF APPEAL.

In the Matter of Disciplinary)	
Proceedings against)	
ROYAL CASTLE, INC.)	SUPPLEMENTAL
t/a Frank's Royal Castle)	ORDER
35 River Street)	
Newark, N. J.)	
Holder of Plenary Retail Consumption)	
License C-755 issued by the Municipal)	
Board of Alcoholic Beverage Control)	
of the City of Newark)	

 Skoloff & Wolfe, Esqs., by Saul A. Wolfe, Esq., Attorneys for
 Licensee
 Edward F. Ambrose, Esq., Appearing for Division of Alcoholic
 Beverage Control

BY THE DIRECTOR:

On November 26, 1968, I entered Conclusions and Order herein suspending the license for ninety days commencing December 3, 1968, for permitting solicitation for prostitution on the licensed premises. Re Royal Castle, Inc., Bulletin 1832, Item 3.

Prior to the effectuation of the order of suspension, upon appeal filed, the Appellate Division of the Superior Court on December 2, 1968 temporarily stayed the suspension for fourteen days pending the making of a formal motion for a further stay pending the determination of the appeal.

On December 17, 1968, I was advised by the office of the Attorney General that no such motion for stay was filed and that the suspension may now be reimposed.

Accordingly, it is, on this 18th day of December, 1968,

ORDERED that the ninety-day suspension heretofore imposed and temporarily stayed be reinstated against Plenary Retail Consumption License C-755, issued by the Municipal Board of Alcoholic Beverage Control of the City of Newark to Royal Castle, Inc., t/a Frank's Royal Castle, for premises 35 River Street, Newark, commencing at 2:00 a.m. Tuesday, December 24, 1968, and terminating at 2:00 a.m. Monday, March 24, 1969.

JOSEPH M. KEEGAN
 DIRECTOR

6. DISCIPLINARY PROCEEDINGS - GAMBLING (HORSE RACE AND NUMBERS BETS) - FALSE STATEMENT IN LICENSE APPLICATION - LICENSE SUSPENDED FOR 70 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

VIENNA CAFE (A CORP.)
12 Easton Avenue
New Brunswick, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption
License C-41 issued by the Board of
Commissioners of the City of New
Brunswick

Pincus, Shamy & Sheehan, Esqs., by William J. Hamilton, Jr.,
Esq., Attorneys for Licensee
Louis F. Treole, Esq., Appearing for Division of Alcoholic
Beverage Control

BY THE DIRECTOR:

Licensee pleads non vult to charges alleging that (1) and (2) on divers dates between August 21 and September 11, 1968, it variously permitted acceptance of horse race and numbers bets on the licensed premises, in violation of Rules 6 and 7 of State Regulation No. 20, and (3) in its application for current license failed to disclose its record of suspensions of license, in violation of R.S. 33:1-25.

Licensee has a previous record of suspension of license by the Director for fifteen days effective June 7, 1960 for sale to minors and employing an unqualified person without permit; and by the municipal issuing authority for five days effective October 7, 1962, and again by the Director for fifteen days effective February 25, 1964, both for sale to minors, non-disclosure of which being the subject of the third charge. Re Vienna Cafe, Bulletin 1346, Item 3; Bulletin 1556, Item 3.

The prior record of suspensions of license disregarded in admeasuring the penalty by reason of intervening change of stockholders of the licensee corporation (Re Esposito's, Inc., Bulletin 1819, Item 5), the license will be suspended on the first and second charges for sixty days (Re Bogon, Bulletin 1820, Item 2) and on the third charge for ten days (Re Bamboo Bar Corp., Bulletin 1825, 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 30th day of December, 1968,

ORDERED that Plenary Retail Consumption License C-41, issued by the Board of Commissioners of the City of New Brunswick to Vienna Cafe (A Corp.) for premises 12 Easton Avenue, New Brunswick, be and the same is hereby suspended for sixty-five (65) days, commencing at 2:00 a.m. Monday, January 6, 1969, and terminating at 2:00 a.m. Wednesday, March 12, 1969.

JOSEPH M. KEEGAN
DIRECTOR

In the Matter of Disciplinary
Proceedings against

CONCLUSIONS AND ORDER

Carl J. Yagoda, Esq., Attorney for Licensees
Louis F. Treole, Esq., Appearing for Division of Alcoholic
Beverage Control

ORDERED that Plenary Retail Consumption License C-15, issued by the Municipal Council of the Town of Irvington to Norma Lehrhoff and Irving Rozansky, t/a Union Hill Tavern, for premises 512 Union Avenue, Irvington, be and the same is hereby suspended for fifty-five (55) days, commencing at 2:00 a.m. Tuesday, January 7, 1969, and terminating at 2:00 a.m. Monday, March 3, 1969.

JOSEPH M. KEEGAN
DIRECTOR

8. DISCIPLINARY PROCEEDINGS - POSSESSION OF CHILLED MALT ALCOHOLIC BEVERAGES BY LIMITED RETAIL DISTRIBUTION LICENSEE - PRIOR SIMILAR RECORD - AGGRAVATING CIRCUMSTANCE - LICENSE SUSPENDED FOR 50 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

MICHAEL BARABAS
901 - 85th Street
North Bergen, N. J.

CONCLUSIONS
AND ORDER

Holder of Limited Retail Distribution
License DL-15 issued by the Municipal
Board of Alcoholic Beverage Control
of the Township of North Bergen

Licensee, Pro se

Louis F. Treole, Esq., Appearing for Division of Alcoholic
Beverage Control

BY THE DIRECTOR:

Licensee pleads guilty to a charge alleging that on October 14, 1968, he possessed chilled malt alcoholic beverages on the licensed premises, in violation of Rule 21 of State Regulation No. 20.

Licensee has a previous record of suspensions of license by the municipal issuing authority (1) for twenty days effective September 15, 1947 for sale of less than 72 fluid ounces of beer and possession of chilled beer, (2) for twenty days effective January 29, 1957 for similar violations and sale during prohibited hours in violation of State Regulation No. 38, (3) for ten days effective January 4, 1960 and again (4) for twenty-five days effective June 3, 1963, both for possession of chilled beer.

The prior record of suspensions of license for similar violations in 1960 and 1963 more than five but less than ten years ago considered, the usual suspension of license would be twenty days. Re Martinico, Bulletin 756, Item 4; Re Silver Star Cafe, Inc., Bulletin 1820, Item 5. However, the record of four previous suspensions of license for similar violation is considered an aggravating circumstance and consequently the license will be suspended for an additional thirty days (cf. Re Scangarello, Bulletin 1751, Item 13) or a total of fifty days, with remission of five days for the plea entered, leaving a net suspension of forty-five days.

In addition, the licensee is pointedly warned that any future similar violation may well result in outright revocation of the license.

Accordingly, it is, on this 30th day of December, 1968,

ORDERED that Limited Retail Distribution License DL-15, issued by the Municipal Board of Alcoholic Beverage Control of the Township of North Bergen to Michael Barabas for premises 901 85th Street, North Bergen, be and the same is hereby suspended for forty-five (45) days, commencing at 3:00 a.m. Monday, January 6, 1969, and terminating at 3:00 a.m. Thursday, February 20, 1969.

JOSEPH M. KEEGAN
DIRECTOR

9. DISCIPLINARY PROCEEDINGS - SALE IN VIOLATION OF STATE REGULATION NO. 38 - PRIOR SIMILAR AND DISSIMILAR RECORD OF CORPORATE STOCKHOLDERS - LICENSE SUSPENDED FOR 35 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

OCEAN CLUB, CORPORATION
521 Ocean Avenue
Jersey City, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption
License C-127 issued by the Municipal
Board of Alcoholic Beverage Control
of the City of Jersey City

Licensee, by George F. Goodman, President, Pro se
Louis F. Treole, Esq., Appearing for Division of Alcoholic
Beverage Control

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on Sunday, October 20, 1968, it sold a half pint bottle of liqueur for off-premises consumption, in violation of Rule 1 of State Regulation No. 38.

Although the licensee corporation has no previous record of suspension of license, the license then held by Monola Goodman, t/a G M Tavern, for premises 341 Johnston Avenue, Jersey City (an officer and principal stockholder of the licensee corporation) was suspended by the Director for ten days effective October 18, 1966, for sale in violation of State Regulation No. 38. Re Goodman, Bulletin 1702, Item 5. In addition, the license then held by George F. Goodman, t/a Lane's Tavern, for premises 521 Ocean Avenue, Jersey City (an officer and principal stockholder of the licensee corporation) was suspended by the municipal issuing authority for fifteen days effective December 4, 1967, for sale to a minor, permitting gambling on the licensed premises, and serving females at the bar in violation of municipal ordinance.

The prior record of suspensions of license of Monola and George F. Goodman for similar and dissimilar violations within the past five years considered (Re 1014 Arctic Avenue, Inc., Bulletin 1790, Item 3), the license will be suspended for thirty-five days, with remission of five days for the plea entered, leaving a net suspension of thirty days. Re Alejandro, Bulletin 1703, Item 4.

Accordingly, it is, on this 30th day of December, 1968,

ORDERED that Plenary Retail Consumption License C-127, issued by the Municipal Board of Alcoholic Beverage Control of the City of Jersey City to Ocean Club, Corporation, for premises 521 Ocean Avenue, Jersey City, be and the same is hereby suspended for thirty (30) days, commencing at 2:00 a.m. Monday, January 6, 1969, and terminating at 2:00 a.m. Wednesday, February 5, 1969.

JOSEPH M. KEEGAN
DIRECTOR

10 NUMBER OF MUNICIPAL LICENSES ISSUED AND AMOUNT OF FEES PAID FOR THE PERIOD JULY 1, 1968 TO SEPTEMBER 30, 1968 AS REPORTED TO THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL BY THE LOCAL ISSUING AUTHORITIES PURSUANT TO R.S. 33:1-19 (INCLUDING 57 ISSUED BY THE DIRECTOR PURSUANT TO 33:1-20)

CLASSIFICATION OF LICENSES

County	Plenary Retail Consumption		Plenary Retail Distribution		Club		Limited Retail Distribution		Seasonal Retail Consumption		Licen- ses Expired	Licenses Surren- dered Revoked	Number Licenses in Effect	Total Fees Paid
	No. Issued	Fees Paid	No. Issued	Fees Paid	No. Issued	Fees Paid	No. Issued	Fees Paid	No. Issued	Fees Paid				
Atlantic	483	\$ 207,500.00	74	\$ 28,255.00	30	\$ 2,620.00							587	\$ 238,375.00
Bergen	811	352,210.00	301	96,495.00	161	14,555.00	44	\$ 2,106.50	5	\$ 1,398.75			1322	466,765.25
Burlington	198	93,999.00	43	16,515.00	55	7,250.00	1	50.00					297	117,814.00
Camden	451	241,274.92	86	39,413.00	80	8,037.00			1	450.00			618	289,174.92
Cape May	139	78,400.00	13	4,700.00	18	2,250.00							170	85,350.00
Cumberland	82	44,100.00	15	4,450.00	32	4,350.00							129	52,900.00
Essex	1213	780,830.00	338	223,050.00	92	12,600.00	24	1,200.00	1	750.00			1668	1,018,430.00
Gloucester	110	41,140.00	15	3,945.00	25	2,294.00							150	47,379.00
Hudson	1402	633,895.00	297	121,900.00	78	9,076.22	58	2,450.00					1835	767,321.22
Hunterdon	79	33,328.00	16	10,508.00	17	2,090.00							112	45,926.00
Mercer	399	286,226.00	51	27,154.00	62	9,300.00							512	322,680.00
Middlesex	635	322,615.00	88	30,680.00	133	10,990.00	4	200.00					860	364,485.00
Monmouth	547	291,543.00	127	45,685.00	65	7,116.25	10	492.00	18	11,003.84			767	355,840.00
Morris	360	154,557.00	105	45,470.00	71	7,107.50	13	650.00	5	1,560.00			554	209,344.00
Ocean	189	111,120.00	52	23,632.00	49	5,500.00							290	140,252.00
Passaic	800	345,809.00	169	54,540.00	51	6,000.00	6	300.00				1 "C"	1025	406,649.00
Salem	52	21,130.00	8	1,640.00	20	1,775.00							80	24,545.00
Somerset	189	89,470.00	42	13,855.00	40	4,700.00							271	108,025.00
Sussex	165	47,720.00	20	4,350.00	13	740.00	1	50.00	1	225.00			200	53,085.00
Union	546	326,906.00	144	75,218.00	91	9,786.72	25	1,250.00					806	413,160.00
Warren	146	45,060.00	21	5,415.00	32	3,500.00			1	225.00			200	54,200.00
TOTAL	8996	\$4,548,832.92	2025	\$ 876,870.00	1215	\$131,637.69	186	\$ 8,748.50	32	\$15,612.59		1	12453	\$5,581,701.00

- 107 "C" Not Renewed
17 "C" Retired
9 "C" Operating under Appeal
2 "C" Pending Issuance
1 New License
- 8 "C" Denied
1 "C" Revoked
1 "C" Not Included for 67-68
1 "C" Not Certified
- 11 "D" Not Renewed
2 "D" New License
1 "D" Not Certified
5 "DL" Not Renewed
1 "DL" Cancelled
- 17 "CB" Not Renewed
17 "CB" New Licenses
1 "CB" Retired

Joseph M. Keegan
Director

11. DISCIPLINARY PROCEEDINGS - FRONT - FALSE STATEMENTS IN
 LICENSE APPLICATION - LICENSE SUSPENDED FOR BALANCE OF TERM,
 WITH LEAVE TO LIFT ON PROOF OF CORRECTION OF UNLAWFUL
 SITUATION AFTER 30 DAYS - NO REMISSION FOR PLEA ENTERED
 AFTER HEARING.

In the Matter of Disciplinary
 Proceedings against

ALFOLDI CORP.
 370 Wagner Avenue
 Perth Amboy, N. J.

CONCLUSIONS
 AND ORDER

Holder of Plenary Retail Consumption
 License C-75 issued by the Board of
 Commissioners of the City of Perth
 Amboy

Kovacs, Anderson, Horowitz & Rader, Esqs., by Oliver R. Kovacs,
 Esq., Attorneys for Licensee
 David S. Piltzer, Esq., Appearing for Division of Alcoholic
 Beverage Control

BY THE DIRECTOR:

After not guilty plea, full hearing and submission of the Hearer's report, the licensee withdrew its plea of not guilty and pleaded non vult to charges 1-6 alleging that since December 5, 1966, Michael Fagyal was the real and beneficial owner of all of the corporate stock of the licensee corporation, his interest being concealed by various false answers in the license application, he being disqualified to be so interested by reason of his non-citizenship (he being a national of Hungary, a country with which no reciprocal trade treaty exists), in violation of R.S. 33:1-25 and 52.

Absent prior record, the license would usually be suspended for thirty days (Re Reyes, Bulletin 1812, Item 9) without remission for the confessional plea untimely entered after hearing (Re Triple Lake Ranch, Inc., Bulletin 1676, Item 3). However, since to date there is no indication that correction of the unlawful situation has been accomplished, the license will be suspended for the balance of its term with leave granted to the licensee or any bona fide transferee of the license to apply for lifting of the suspension whenever the unlawful situation has been corrected, but such lifting shall not be granted in any event sooner than thirty days from the commencement of the suspension herein.

Accordingly, it is, on this 31st day of December, 1968,

ORDERED that Plenary Retail Consumption License C-75, issued by the Board of Commissioners of the City of Perth Amboy to Alföldi Corp. for premises 370 Wagner Avenue, Perth Amboy, be and the same is hereby suspended for the balance of its term, viz., until midnight June 30, 1969, commencing at 2:00 a.m. Tuesday, January 7, 1969, with leave to the licensee or any bona fide transferee of the license to file verified petition establishing correction of the unlawful situation for lifting of the suspension of license on or after 2:00 a.m. Thursday, February 6, 1969.

JOSEPH M. KEEGAN
 DIRECTOR

12. DISCIPLINARY PROCEEDINGS - SALE IN VIOLATION OF STATE
REGULATION NO. 38 - PRIOR SIMILAR RECORD - LICENSE
SUSPENDED FOR 35 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary)
Proceedings against)

ANN DeVRIES)
t/a Harrison House)
896 Main Avenue)
Passaic, N. J.)

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption)
License C-45 issued by the Municipal)
Board of Alcoholic Beverage Control)
of the City of Passaic)

Abraham Feltman, Esq., Attorney for Licensee
Louis F. Treole, Esq., Appearing for Division of Alcoholic
Beverage Control

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on Sunday, August 18, 1968, she sold a half pint bottle of liqueur for off-premises consumption, in violation of Rule 1 of State Regulation No. 38.

Licensee has a previous record of suspension of license by the municipal issuing authority for five days effective May 20, 1962, for sale during prohibited hours and failure to display license certificate, and by the Director for twenty-five days effective March 2, 1964, for sale in violation of State Regulation No. 38. Re DeVries, Bulletin 1555, Item 9.

The prior record of suspensions of license for similar violation within the past five years and more than five but less than ten years ago considered, the license will be suspended for thirty-five days, with remission of five days for the plea entered, leaving a net suspension of thirty days. Re Harris, Bulletin 1823, Item 4.

Accordingly, it is, on this 31st day of December, 1968,

ORDERED that Plenary Retail Consumption License C-45, issued by the Municipal Board of Alcoholic Beverage Control of the City of Passaic to Ann DeVries, t/a Harrison House, for premises 896 Main Avenue, Passaic, be and the same is hereby suspended for thirty (30) days, commencing at 3:00 a.m. Tuesday, January 7, 1969, and terminating at 3:00 a.m. Thursday, February 6, 1969.

JOSEPH M. KEEGAN
DIRECTOR

13. DISCIPLINARY PROCEEDINGS - POSSESSION OF PINBALL MACHINES -
LICENSE SUSPENDED FOR 10 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

MORRIS HILLS LANES, INC.
t/a Morris Hills Lanes Bar-Lounge
Routes 46 & 202, Morris Hills
Shopping Center
Parsippany-Troy Hills Township
P.O. Boonton, New Jersey

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption
License C-6 issued by the Township
Council of the Township of Parsippany-
Troy Hills

Vieser, Hoey & San Filippo, Esqs., by W. Eugene San Filippo,
Esq., Attorneys for Licensee
Walter H. Cleaver, Esq., Appearing for Division of Alcoholic
Beverage Control

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on
August 19, 1968, it possessed five pin-ball machines on the
licensed premises, in violation of Rule 7 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 Oakland Bowling
Lanes, Inc., Bulletin 1798, Item 7.

Accordingly, it is, on this 30th day of December, 1968,

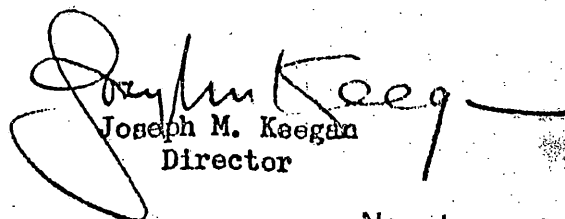
ORDERED that Plenary Retail Consumption License C-6,
issued by the Township Council of the Township of Parsippany-
Troy Hills to Morris Hills Lanes, Inc., t/a Morris Hills Lanes
Bar-Lounge, for premises Routes 46 and 202, Morris Hills
Shopping Center, Parsippany-Troy Hills, be and the same is
hereby suspended for five (5) days, commencing at 3:00 a.m.
Monday, January 6, 1969, and terminating at 3:00 a.m. Saturday,
January 11, 1969.

JOSEPH M. KEEGAN
DIRECTOR

14. STATE LICENSES - NEW APPLICATIONS FILED.

Charles Jacquin et Cie., Inc.
2633 Trenton Avenue, Philadelphia, Pennsylvania
Application filed January 20, 1969 for place-to-place transfer
of Plenary Wholesale License W-15 to maintain a warehouse at
113 Clinton Street, Hoboken, New Jersey

Alfred Renzi
96 So. White Horse Pike, Hammonton, New Jersey
Application filed January 27, 1969 for wine wholesale license.


Joseph M. Keegan
Director