

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

BULLETIN 1689

August 24, 1966

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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 1689

August 24, 1966

1. NEW LEGISLATION - CLUB LICENSES - NEW LICENSE PERMITTED IN PARTICULAR MUNICIPALITY WHERE VOTE WAS "NO" AT REFERENDUM UNDER R.S. 33:1-45 - ACT EXPIRED FORTY-FIVE (45) DAYS FOLLOWING JUNE 18, 1966.

On June 18, 1966 the Governor signed into law Chapter 167 of the Laws of 1966, effective immediately. It reads as follows:

AN ACT concerning alcoholic beverages, and supplementing chapter 1 of Title 33 of the Revised Statutes.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. It shall be lawful for the municipal issuing authority of any municipality having a population of more than 20,000 and located in a county having a population between 700,000 and 800,000 in which a referendum has been held pursuant to the provisions of Revised Statutes, section 33:1-45, wherein a majority of the legal voters of said municipality voted "No", to the question "Shall the retail sale of all kinds of alcoholic beverages, for consumption on the licensed premises by the glass or other open receptacle pursuant to chapter 1 of Title 33, Intoxicating Liquors, of the Revised Statutes (R.S. 33:1-1 et seq.) be permitted in this municipality?", and where club licenses have been issued pursuant to chapter 255 of the laws of 1949, to issue an additional club license as defined in and regulated by subparagraph 5 of section 33:1-12 of the Revised Statutes, after public hearing held at least 10 days after publication of notice thereof and favorable vote by said authority, to any constituent unit, chartered or otherwise duly enfranchised chapter or member club of a national organization or association which is in possession of suitable premises and which is operated for benevolent, charitable, fraternal, social, religious, recreational, athletic, or similar purposes, and not for private gain, and which comply with all conditions which may be imposed by the Director of the Division of Alcoholic Beverage Control in the Department of Law and Public Safety.

This act shall be operative only during the 45-day period immediately following its effective date, and thereafter shall be inoperative.

Any license issued by said municipality during the said operative period shall entitle the holder of the license to retain it and any renewals thereof notwithstanding that this act shall so become inoperative.

Nothing herein contained shall be deemed to affect any license or renewal thereof heretofore issued pursuant to chapter 255 of the laws of 1949.

2. This act shall take effect immediately.

JOSEPH P. LORDI
DIRECTOR

Dated August 10, 1966

2. DISCRIMINATION AGAINST WHOLESALER - PETITION WITHDRAWN.

HOFFMAN IMPORT & DISTRIBUTING
COMPANY, a corporation of the
State of New Jersey,

Petitioner,

v.

DREYFUS, ASHBY & CO., DIVISION OF
AFFILIATED DISTILLERS BRANDS CORP.,
a corporation of the State of New
York,

Respondent.

ON PETITION
ORDER

Lamb, Blake, Hutchinson & Dunne, Esqs., by Raymond J. Lamb, Esq.,
Attorneys for Petitioner.
Shanley & Fisher, Esqs., by Harold H. Fisher, Esq., Attorneys
for Respondent.

BY THE DIRECTOR:

Petitioner seeks relief under R.S. 33:1-93.1 et seq. (since
repealed by P.L. 1966, c. 59, sec. 6, effective June 2, 1966)
from respondent's alleged discriminatory refusal to sell to
petitioner a quantity of respondent's alcoholic beverages.

Prior to hearing the attorneys for petitioner advised me
that the petition was withdrawn.

No reason appearing to the contrary,

It is, on this 27th day of June 1966,

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

JOSEPH P. LORDI
DIRECTOR

3. DISCRIMINATION AGAINST WHOLESALER - PETITIONS WITHDRAWN.

BOLLER BEVERAGES, INC.,)

Petitioner,)

v.)

BACARDI IMPORTS, INC.,)

BROWNE-VINTNERS COMPANY,)

FOUR ROSES DISTILLERS COMPANY,)

MUNSON G. SHAW CO.,)

SCHIEFFELIN & CO.,)

SEAGRAM DISTILLERS COMPANY,)

FEDERAL WINE and LIQUOR CO., and)

GERMAN DISTILLERIES, LTD.,)

THE FLEISCHMANN DISTILLING)

CORPORATION,)

GATEWAY DISTRIBUTORS INC.,)

JAMES BARCLAY & CO., LTD.,)

Respondents.)

ON PETITIONS
ORDER

Lamb, Blake, Hutchinson & Dunne, Esqs., by Raymond J. Lamb, Esq.,
Attorneys for Petitioner.

Shanley & Fisher, Esqs., by Harold H. Fisher, Esq., Attorneys for
Respondents Bacardi Imports, Inc.; Browne-Vintners Company;
Four Roses Distillers Company; Munson G. Shaw Co.; Schieffelin
& Co., Seagram Distillers Company.

O'Mara, Schumann, Davis & Lynch, Esqs., by Joseph A. Davis, Esq.,
Attorneys for Respondent James Barclay & Co., Ltd.

Harrison and Jacobs, Esqs., by Joseph M. Jacobs, Esq., Attorneys
for Respondents Federal Wine and Liquor Co. and German
Distilleries, Ltd. and Gateway Distributors Inc.

Stryker, Tams & Dill, Esqs., by John J. Monigan, Jr., Esq.,
Attorneys for Respondent The Fleischmann Distilling Corporation.

BY THE DIRECTOR:

Petitioner, by separate petitions consolidated herein for
administrative convenience, seeks relief under R.S. 33:1-93.1 et
seq. (since repealed by P.L. 1966, c. 59, sec. 6, effective
June 2, 1966) from respondents' alleged discriminatory refusal to
sell to petitioner a quantity of respondents' alcoholic beverages.

Prior to hearing the attorneys for petitioner advised me that
the petitions were withdrawn.

No reason appearing to the contrary,

It is, on this 27th day of June 1966,

ORDERED that the petitions herein be and the same are hereby
dismissed.

JOSEPH P. LORDI
DIRECTOR

4. DISCIPLINARY PROCEEDINGS - GAMBLING (NUMBERS BETS) - LICENSE
SUSPENDED FOR 60 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

PAMRAPO TAVERN, INC.
847 Broadway
Bayonne, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption
License C-84, issued by the Municipal
Council of the City of Bayonne.

Leon Miroff, Esq., Attorney for Licensee.
Edward F. Ambrose, Esq., Appearing for Division of Alcoholic
Beverage Control.

BY THE DIRECTOR:

Licensee pleads non vult to charges (1) and (2) alleging
that on May 12, 18 and 25, 1966, it permitted acceptance of numbers
bets on the licensed premises, in violation of Rules 6 and 7 of
State Regulation No. 20.

Absent prior record, the license will be suspended for sixty
days, with remission of five days for the plea entered, leaving a
net suspension of fifty-five days. Re Gatefern, Inc., Bulletin
1679, Item 5.

Accordingly, it is, on this 22d day of June, 1966,

ORDERED that Plenary Retail Consumption License C-84,
issued by the Municipal Council of the City of Bayonne to Pamrapo
Tavern, Inc. for premises 847 Broadway, Bayonne, be and the same
is hereby suspended for the balance of its term, viz., until
midnight June 30, 1966, commencing at 2:00 a.m. Wednesday, June
29, 1966; and it is further

ORDERED that any renewal license that may be granted shall
be and the same is hereby suspended until 2:00 a.m. Tuesday,
August 23, 1966.

JOSEPH P. LORDI
DIRECTOR

5. DISCIPLINARY PROCEEDINGS - SALE IN VIOLATION OF STATE REGULATION
NO. 38 - PRIOR SIMILAR RECORD - AGGRAVATING CIRCUMSTANCE -
LICENSE SUSPENDED FOR 45 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

WOODROW GARRETT
341 Johnston Avenue
Jersey City, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption
License C-448, issued by the Municipal
Board of Alcoholic Beverage Control
of the City of Jersey City.

Licensee, Pro se.

Edward F. Ambrose, Esq., Appearing for Division of Alcoholic
Beverage Control.

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on
Sunday, May 22, 1966, he sold three bottles of wine 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 Director for ten days effective May 31, 1966, for similar
violation. Re Garrett, Bulletin 1683, Item 9.

It may be noted that the instant violation occurred after
the entry of a confessional plea on May 17, 1966 in the prior
proceeding, albeit the order of suspension was not entered therein
until May 24, 1966.

The prior record considered, the license will be suspended
for thirty days (Re Barone's Lounge, Inc., Bulletin 1670, Item 4),
to which will be added fifteen days by reason of the aggravating
circumstance of the occurrence of the instant violation in close
proximity to the entry of the confessional plea to the previous
charge of similar violation (cf. Re Russo, Bulletin 1636, Item 11),
or a total of forty-five days, with remission of five days for
the plea entered, leaving a net suspension of forty days.

Accordingly, it is, on this 29th day of June, 1966,

ORDERED that Plenary Retail Consumption License C-448,
issued by the Municipal Board of Alcoholic Beverage Control of
the City of Jersey City to Woodrow Garrett, for premises 341
Johnston Avenue, Jersey City, be and the same is hereby suspended
for forty (40) days, commencing at 2:00 a.m. Wednesday, July 6,
1966, and terminating at 2:00 a.m. Monday, August 15, 1966.

JOSEPH P. LORDI
DIRECTOR

6. DISCIPLINARY PROCEEDINGS - SALE BELOW FILED PRICE - PREVIOUS
SIMILAR AND DISSIMILAR RECORD - LICENSE SUSPENDED FOR 20 DAYS,
LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

HARRY'S LIQUOR STORE, INC.
295 Broadway
Bayonne, New Jersey

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Distribution
License D-11, issued by the Municipal
Council of the City of Bayonne.

Siegler & Siegler, Esqs., by Irving Siegler, Esq., Attorneys
for Licensee.

Edward F. Ambrose, Esq., Appearing for Division of Alcoholic
Beverage Control.

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on
April 27 and May 7, 1966, it sold a 4/5 quart bottle of whiskey
below filed price, in violation of Rule 5 of State Regulation No. 30.

Licensee has a previous record of suspension of license by
the municipal issuing authority for fifteen days effective
June 29, 1942, for sale to minors, and by the Director for five
days effective January 10, 1966, for sale below filed price.
Re Harry's Liquor Store, Inc., Bulletin 1659, Item 10.

The prior record of suspension of license for dissimilar
violation occurring more than five years ago disregarded but
the prior record of suspension for similar violation occurring
within the past five years considered, the license will be
suspended for twenty days, with remission of five days for the
plea entered, leaving a net suspension of fifteen days. Re
Litwin's Fair Liquor Stores, Inc., Bulletin 1636, Item 10.

Accordingly, it is, on this 28th day of June 1966,

ORDERED that Plenary Retail Distribution License D-11,
issued by the Municipal Council of the City of Bayonne to Harry's
Liquor Store, Inc., for premises 295 Broadway, Bayonne, be and
the same is hereby suspended for fifteen (15) days, commencing at
9 a.m. Tuesday, July 5, 1966, and terminating at 9 a.m. Wednesday,
July 20, 1966.

JOSEPH P. LORDI
DIRECTOR

7. DISCIPLINARY PROCEEDINGS - SALE TO NON-MEMBERS - GAMBLING
(WAGERING) - PRIOR DISSIMILAR RECORD - LICENSE SUSPENDED FOR
35 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

POLISH AMERICAN CITIZENS' CLUB
1038 Lowell St
Camden, N. J.

CONCLUSIONS
AND ORDER

Holder of Club License CB-12, issued
by the Municipal Board of Alcoholic
Beverage Control of the City of Camden.

Raymond W. Uliase, Esq., Attorney for Licensee.
Edward F. Ambrose, Esq., Appearing for Division of Alcoholic
Beverage Control.

BY THE DIRECTOR:

Licensee pleads non vult to charges alleging that on
December 31, 1965, it (1) sold drinks of beer to non-members,
in violation of Rule 8 of State Regulation No. 7, and (2) permitted
gambling (wagering at cards) on the licensed premises, in violation
of Rule 7 of State Regulation No. 20.

Licensee has a previous record of suspension of license
by the municipal issuing authority for five days effective May 19,
1938, and again for five days effective June 24, 1939, both for
sale during prohibited hours; by the then Commissioner for fifty-
five days effective February 9, 1943, for sale to non-members,
sale during prohibited hours, sale to a minor and false statement
in the license application (Re Polish American Citizens' Club,
Bulletin 553, Item 8) and by the Director for five days effective
April 22, 1963, for possession of a pinball machine and devices
in the nature of slot machines (Re Polish American Citizens' Club,
Bulletin 1512, Item 11).

The prior record of suspensions of license for dissimilar
violations occurring more than five years ago and for similar
violation occurring more than ten years ago disregarded, the
license will be suspended on the first charge for fifteen days (Re
Hasbrouck Heights Post #4591, Bulletin 1639, Item 6) and on the
second charge for fifteen days (Re Sawicki, Bulletin 1645, Item 2),
to which will be added five days by reason of the record of
suspension for dissimilar violation occurring within the past five
years (Re Club Ali-Baba, Inc., Bulletin 1654, Item 4), or a total
of thirty-five days, with remission of five days for the plea
entered, leaving a net suspension of thirty days.

Accordingly, it is, on this 29th day of June, 1966,

ORDERED that Club License CB-12, issued by the Municipal
Board of Alcoholic Beverage Control of the City of Camden to Polish
American Citizens' Club for premises 1038 Lowell Street, Camden, be
and the same is hereby suspended for thirty (30) Days, commencing
at 2:00 a.m. Wednesday, July 6, 1966, and terminating at 2:00 a.m.
Friday, August 5, 1966.

JOSEPH P. LORDI
DIRECTOR

8. DISQUALIFICATION REMOVAL PROCEEDINGS - GRAND LARCENY - ASSAULT
3d DEGREE) ORDER REMOVING DISQUALIFICATION.

In the Matter of an Application)	
to Remove Disqualification because)	
of a Conviction, Pursuant to)	CONCLUSIONS
R.S. 33:1-31.2.)	AND ORDER

Case No. 2022

BY THE DIRECTOR:

Petitioner's criminal record discloses that he was convicted in other states on June 2, 1947 for grand larceny and on February 11, 1959 for assault (3rd degree); that on his first conviction he was placed on probation for three years and on his last conviction he was fined \$50.00 or five days in jail (suspended).

Since the crime of which petitioner was convicted in 1947 involves the element of moral turpitude, (Re Case No. 1835, Bulletin 1577, Item 6) he was thereby rendered ineligible to be engaged in the alcoholic beverage industry in this State, R.S. 33:1-25, 26. The crime of assault, third degree, does not involve that element, (Re Case No. 1736, Bulletin 1510, Item 6).

At the hearing held herein, petitioner (47 years old) testified that he is married and living with his wife; that for the past ten years he has resided in two neighboring states; that he has been employed as a drug clerk for nine years; that he recently obtained employment as a part time bartender; that in connection therewith he was fingerprinted by the local police following which his licensee-employer informed him of his ineligibility and that, until so informed, he had no knowledge of the same.

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 in 1959 he has not been convicted of any crime or arrested.

Petitioner produced three character witnesses (an employee of an Anti-Poverty Agency, a taxicab driver and a housewife) 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.

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

The only hesitation I have in granting the relief sought herein is based on the fact that the petitioner, although disqualified, worked on licensed premises in this State. I am, however, favorably influenced by three factors, viz.: (a) the testimony of his character witnesses, (b) petitioner has not been convicted of any crime since 1959, and (c) his sworn testimony that he was unaware of his ineligibility to be employed by a licensee. Knowledge of the law, moreover, is not a prerequisite to removal of disqualification in these proceedings. Re Case No. 1738, Bulletin 1510, Item 7.

Considering all of the aforesaid facts and circumstances, I am satisfied that the 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 28th day of June, 1966,

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. DISQUALIFICATION REMOVAL PROCEEDINGS - MAINTAINING GAMBLING PLACE - ORDER REMOVING DISQUALIFICATION.

In the Matter of an Application)	
to Remove Disqualification because)	
of a Conviction, Pursuant to)	CONCLUSIONS
R.S. 33:1-31.2.)	AND ORDER
Case No. 2021)	

BY THE DIRECTOR:

Petitioner's criminal record discloses that on December 2, 1948, following a raid on his residence, he was convicted in the Union County Court for gaming (dice game) in violation of R.S. 2:135-1 (now N.J.S. 2A:112-1) and was fined \$350.00.

Since the crime of which the petitioner was convicted involves the element of moral turpitude (cf. Re Case No. 1859, Bulletin 1594, Item 5), 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 (53 years old) testified that he is married and living with his wife; that for the past twenty-four years he has lived at his present address; that between 1953 and April, 1966 he was employed as a truck driver, cook and night manager of a restaurant; that during this period he also owned and operated a luncheonette (1962-1965); that he had recently obtained employment as a bartender; that in connection therewith he was fingerprinted by the local police following which his employer informed him of his ineligibility and that, until so informed, he had no knowledge of the same.

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; that he has disassociated himself from all gambling activities; and that ever since his conviction in 1948 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 (two widows and a retired bookkeeper) 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.

The only hesitation I have to grant the relief sought herein is based on the fact that the petitioner, although disqualified, worked for a licensee in this State. I am, however, favorably influenced by three factors -- (a) that petitioner's criminal record shows only one conviction which took place over seventeen years ago, (b) the testimony of his character witnesses and (c) his sworn testimony that he was unaware of his ineligibility to be employed by a licensee in this State. Knowledge of the law, moreover, is not a prerequisite to removal of disqualification in these proceedings. Re Case No. 1738, Bulletin 1510, Item 7.

Considering all of the aforesaid facts and circumstances, I am satisfied that the 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 27th day of June, 1966,

ORDERED that petitioner's statutory disqualification because of the conviction 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

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

In the Matter of Disciplinary
Proceedings against

METROPOLITAN LIQUOR CORPORATION
t/a BETTINGER'S "ON THE SQUARE"
5 Journal Square
Jersey City, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Distribution
License D-94, issued by the Municipal
Board of Alcoholic Beverage Control
of the City of Jersey City.

Justin P. Walder, Esq., Attorney for Licensee.
Edward F. Ambrose, Esq., Appearing for Division of Alcoholic
Beverage Control.

BY THE DIRECTOR:

Licensee pleads non vult to charges alleging that on March 15, 24 and 31, 1966, it (1) sold alcoholic and other beverages as combination sales 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 sales, in violation of Rule 20 of State Regulation No. 20.

Reports of investigation disclose that the basis of the charges was the licensee's sale on March 15 of six bottles of beer and a 4/5 quart bottle of whiskey at \$6 rather than the correct total price of \$6.04; on March 24, a 4/5 quart bottle of whiskey and six bottles of soda at \$6.50 rather than \$7.15; and on March 21, eight bottles of assorted brands of whiskey, gin and vodka and a case of cans of beer at \$49 rather than \$54.66.

Licensee has a previous record of suspension of license by the Commissioner for five days effective February 22, 1943, for sale below fair trade price. Re Metropolitan Liquor Corp., Bulletin 554, Item 5.

Basically, the violations alleged are equivalent to a charge of sale below filed price and will be so treated for penalty purposes. Hence, the prior record of suspension of license for similar violation disregarded because occurring more than ten years ago, 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 Edelman, Bulletin 1587, Item 11.

Accordingly, it is, on this 27th day of June, 1966,

ORDERED that Plenary Retail Distribution License D-94, issued by the Municipal Board of Alcoholic Beverage Control of the City of Jersey City to Metropolitan Liquor Corporation, t/a Bettinger's "On the Square", for premises 5 Journal Square, Jersey City, be and the same is hereby suspended for five (5) days, commencing at 9:00 a.m. Monday, July 4, 1966, and terminating at 9:00 a.m. Saturday July 9, 1966.

JOSEPH P. LORDI,
DIRECTOR

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

In the Matter of Disciplinary)
 Proceedings against)

Frank & Jim's Grove Tavern, Inc.)
 t/a Frank & Jim's Grove Tavern)
 292 Grove Avenue)
 Cedar Grove, New Jersey,)

CONCLUSIONS
 and
 ORDER

Holder of Plenary Retail Consumption)
 License C-4, issued by the Township)
 Council of the Township of Cedar)
 Grove.)

-----)
 Albano and Albano, Esqs., by Nicholas Albano, Jr., Esq.,
 Attorneys for Licensee
 Morton B. Zemel, Esq., Appearing for Division of Alcoholic
 Beverage Control

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on April 22, 1966, 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 Adams, Bulletin 1672, Item 6.

Accordingly, it is, on this 28th day of June 1966,

ORDERED that Plenary Retail Consumption License C-4, issued by the Township Council of the Township of Cedar Grove to Frank & Jim's Grove Tavern, Inc., t/a Frank & Jim's Grove Tavern, for premises 292 Grove Avenue, Cedar Grove, be and the same is hereby suspended for ten (10) days, commencing at 2:30 a.m. Tuesday, July 5, 1966, and terminating at 2:30 a.m. Friday, July 15, 1966.

JOSEPH P. LORDI,
 DIRECTOR

2. DISCIPLINARY PROCEEDINGS - ALCOHOLIC BEVERAGES NOT TRULY LABELED -
 LICENSE SUSPENDED FOR 20 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
 Proceedings against

Goldie Shapiro
 t/a Publics Tavern
 1240 Kaighn Avenue
 Camden, New Jersey,

Holder of Plenary Retail Consumption
 Licenses C-19 for the year 1965-66
 and C-5 for the year 1966-67, issued
 by the Municipal Board of Alcoholic
 Beverage Control of the City of
 Camden.

CONCLUSIONS
 AND
 ORDER

 Licensee, Pro se
 Morton B. Zemel, Esq., Appearing for Division of Alcoholic
 Beverage Control.

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on March 21, 1966 she possessed alcoholic beverages in three 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 twenty days, with remission of five days for the plea entered, leaving a net suspension of fifteen days. Re Birdland Nite Club, Bulletin 1671, Item 11.

Accordingly, it is, on this 28th day of June 1966,

ORDERED that Plenary Retail Consumption License C-5, issued by the Municipal Board of Alcoholic Beverage Control of the City of Camden to Goldie Shapiro, t/a Publics Tavern, for premises 1240 Kaighn Avenue, Camden, be and the same is hereby suspended for fifteen (15) days, commencing at 2 a.m. Tuesday, July 5, 1966, and terminating at 2 a.m. Wednesday, July 20, 1966.

JOSEPH P. LORDI,
 DIRECTOR

13. RECAPITULATION OF ACTIVITY BY QUARTERLY PERIODS FROM JULY 1, 1965 THROUGH JUNE 30, 1966

	1st Quarter July-Aug.Sept.	2nd Quarter Oct.Nov.Dec.	3rd Quarter Jan.Feb.Mar.	4th Quarter Apr.May June	Total
ARRESTS:					
Total number of persons arrested	51	56	59	77	243
Licensees and employees	32	32	42	50	156
Bootleggers	19	24	17	27	87
SEIZURES:					
Motor vehicles - cars	1	1	-	1	3
- trucks	2	1	-	-	3
Still - over 50 gallons	1	-	-	-	1
- 50 gallons or under	1	2	1	1	5
Alcohol - gallons	22	13.28	-	8.46	43.74
Mash - gallons	125	195	250	275	845
Distilled alcoholic beverages - gallons	15.67	11.75	12.206	11.77	51.396
Wine - gallons	67.43	40.80	2.525	7.62	118.375
Brewed malt alcoholic beverages - gallons	119.07	81.93	75.70	100.03	376.73
RETAIL LICENSEES:					
Premises inspected	1,931	1,895	2,169	2,199	8,194
Premises where alcoholic beverages were gauged	1,579	1,549	1,738	1,761	6,627
Bottles gauged	25,412	24,456	26,691	27,265	104,824
Premises where violations were found	211	160	188	308	867
Violations found	317	262	281	468	1,328
Unqualified employees	158	144	151	206	659
Application copy not available	37	38	57	78	210
Reg. #38 sign not posted	23	11	12	47	93
Other mercantile business	16	14	9	23	62
Disposal permit necessary	19	3	-	12	34
Prohibited signs	4	2	5	5	16
Improper beer taps	2	-	3	3	8
Other violations	58	50	44	89	241
STATE LICENSEES:					
Premises inspected	81	67	77	109	334
License applications investigated	28	15	17	49	109
COMPLAINTS:					
Complaints assigned for investigation	1,146	1,161	1,067	1,306	4,680
Investigations completed	1,092	1,008	1,106	1,281	4,487
Investigations pending	(204)	(750)	(725)	144	144
LABORATORY:					
Analyses made	346	287	246	240	1,119
Refills from licensed premises - bottles	118	85	101	159	463
Bottles from unlicensed premises	51	23	22	21	117
IDENTIFICATION:					
Criminal fingerprint identifications made	20	16	14	20	70
Persons fingerprinted for non-criminal purposes	1,281	995	987	1,709	4,972
Ident. contacts made w/other enforcement agencies	825	612	665	979	3,081
MV identifications via N.J.State Police teletype	1	-	-	4	5
DISCIPLINARY PROCEEDINGS:					
Cases transmitted to municipalities	28	25	26	22	101
Violations involved	32	29	28	25	114
Sale during prohibited hours	19	21	15	13	68
Sale to minors	8	7	11	10	36
Failure to close prem. during prohibited hrs.	4	1	2	2	9
Single instance of other violations	1	-	-	-	1
Cases instituted at Division	56*	82*	77*	98	313*
Violations involved	73	110	116	137	436
Sale to minors	15	11	27	18	71
Sale during prohibited hours	20	14	15	17	66
Possessing liquor not truly labeled	10	10	7	14	41
Permitting lottery activity on premises	1	2	10	14	27
Fraud in application	5	11	6	5	27
Permitting immoral activity on premises	-	8	5	8	21
Beverage Tax Law non-compliance	2	11	2	4	19
Conducting business as a nuisance	1	4	3	7	15
Sale below filed price	2	4	3	6	15
Permitting hostess activity on premises	1	3	6	5	15
Hindering investigation	2	1	7	5	15
Permitting foul language on premises	2	3	4	5	14
Unqualified employees	-	3	4	5	12
Permitting gambling on premises	2	2	5	3	12
Sale to intoxicated persons	3	6	2	1	12
Failure to close prem. during proh. hours	3	4	1	3	11
Sale to non-members by club	1	2	1	3	7
Sale outside scope of license	-	4	-	3	7
Permitting bookmaking on premises	-	-	2	3	5
Failure to file chge in lic. application	2	-	2	-	4
Furnishing gift with retail sale	-	-	2	-	2

*Includes four cancellation proceedings - license improvidently issued to licensee convicted of crime involving moral turpitude; to licensees not U.S. citizen and non-resident, and to licensee not bona fide club at time of issuance of license.

	1st Quarter <u>July-Aug.Sept.</u>	2nd Quarter <u>Oct.Nov.Dec.</u>	3rd Quarter <u>Jan.Feb.Mar.</u>	4th Quarter <u>Apr.May June</u>	Total
DISCIPLINARY PROCEEDINGS (CONTINUED)					
Cases Instituted at Division (Continued)					
Fraud and front	-	-	2	-	2
Single instance of other violations	1	7	-	8	16
Cases brought by municipalities on own initiative and reported to Division	54	62	66	58	240
Violations involved	70	75	87	67	299
Sale to minors	35	41	42	37	155
Sale during prohibited hours	8	13	10	9	40
Permitting brawl, etc. on premises	7	4	6	3	20
Failure to close prem. during proh. hours	4	2	5	6	17
Conducting business as a nuisance	-	5	3	4	12
Hindering investigation	4	2	2	-	8
Unqualified employees	2	-	4	-	6
Permitting lottery activity on premises	1	2	2	-	5
Permitting gambling on premises	2	-	-	3	5
Permitting bookmaking on premises	-	2	1	1	4
Failure to afford view into premises during prohibited hours	2	-	2	-	4
Permitting minors on premises unaccomp. by parents or guardians (local reg.)	-	-	3	1	4
Employing persons w/o Ident. cards (local reg.)	1	1	1	-	3
Employee working while intoxicated	-	2	-	-	2
Permitting minors to congregate on premises	-	-	2	-	2
Single instance of other violations	4	-	4	3	11
HEARINGS HELD AT DIVISION:					
Total number of hearings held	122	113	111	140	486
Appeals	13	13	8	17	51
Disciplinary proceedings	73	61	75	91	300
Eligibility	22	18	22	23	85
Seizures	10	7	4	3	24
Tax revocations	2	9	2	3	16
Applications for license	-	5	-	3	8
On petition	2	-	-	-	2
STATE LICENSES AND PERMITS ISSUED:					
Total number issued	5,531	4,864	3,122	23,541	37,058
Licenses	692	3	3	4	702
Solicitors' permits	148	92	123	2,791	3,154
Employment "	1,320	864	761	4,028	6,973
Disposal "	310	200	186	280	976
Social affair permits	1,377	1,123	1,050	1,300	4,850
Wine permits	-	910	7	2	919
Miscellaneous "	644	682	447	885	2,658
Transit insignia	757	771	473	12,815	14,816
Transit certificates	83	119	72	1,436	1,710
OFFICE OF AMUSEMENT GAMES CONTROL:					
Licenses issued	20	106	297	235	658
State Fair licenses issued	329	-	-	-	329
Premises inspected	1,196	-	-	166	1,362
Premises where violations were found	221	-	-	32	253
Number of violations found	222	-	-	39	261
Enforcement files established	228	65	14	34	341
Disciplinary proceedings instituted	16	-	1	-	17
Violations involved	23	-	1	-	24
Operating controlled game	14	-	-	-	14
Non-registered employees	3	-	-	-	3
Deceptive practices	3	-	-	-	3
Redemption of prize for money	1	-	1	-	2
Redemption for prize other than merchandise	1	-	-	-	1
Fraud and front	1	-	-	-	1

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

Dated: July 21, 1966

14. DISCIPLINARY PROCEEDINGS - ALCOHOLIC BEVERAGES NOT TRULY
 LABELED - LICENSE SUSPENDED FOR 20 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
 Proceedings against

VICTOR STRASHINSKY, JR.
 62 Van Buren Street
 Newark, N. J.

CONCLUSIONS
 AND ORDER

Holder of Plenary Retail Consumption
 License C-364, issued by the Municipal
 Board of Alcoholic Beverage Control
 of the City of Newark.

 Licensee, Pro se.

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

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on
 April 26, 1966, he possessed alcoholic beverages in four 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
 twenty days, with remission of five days for the plea entered,
 leaving a net suspension of fifteen days. Re Mikedan, Inc.,
 Bulletin 1658, Item 6.

Accordingly, it is, on this 28th day of June, 1966,

ORDERED that Plenary Retail Consumption License C-364,
 issued by the Municipal Board of Alcoholic Beverage Control of
 the City of Newark to Victor Strashinsky, Jr., for premises 62
 Van Buren Street, Newark, be and the same is hereby suspended for
 fifteen (15) days, commencing at 2:00 a.m. Tuesday, July 5, 1966,
 and terminating at 2:00 a.m. Wednesday, July 20, 1966.

JOSEPH P. LORDI
 DIRECTOR

15. STATE LICENSES - NEW APPLICATION FILED.

Kasser Distillers Products Corp.
 Third & Luzerne Streets
 Philadelphia, Pennsylvania

Application filed August 23, 1966 for an Additional Warehouse
 and Salesroom License for premises 1835 Burnet Avenue, Union,
 New Jersey, in connection with Plenary Wholesale License W-3.


 Joseph P. Lordi
 Director

New Jersey State Library