

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

February 3, 1971

BULLETIN 1950

TABLE OF CONTENTSITEM

1. NOTICE TO ALL MANUFACTURERS AND WHOLESALERS OF DISTILLED ALCOHOLIC BEVERAGES - RE: PROSCRIBES PRACTICES IN VIOLATION OF STATE REGULATION NO. 34.
2. APPELLATE DECISIONS - D'AMBOLA v. BOROUGH OF NORTH CALDWELL.
3. APPELLATE DECISIONS - SKAN v. LONG BRANCH.
4. DISCIPLINARY PROCEEDINGS (Jersey City) - GAMBLING (NUMBERS BETS) - LICENSE SUSPENDED FOR 75 DAYS.
5. DISCIPLINARY PROCEEDINGS (Newark) - LEWDNESS AND IMMORAL ACTIVITY - SALE DURING PROHIBITED HOURS - PRIOR SIMILAR RECORD - LICENSE SUSPENDED FOR 80 DAYS.
6. DISCIPLINARY PROCEEDINGS (Montville) - PERMITTING LEWDNESS AND IMMORAL ACTIVITY (INDECENT ENTERTAINMENT) - PRIOR DISSIMILAR RECORD - LICENSE SUSPENDED FOR 80 DAYS, LESS 5 FOR PLEA.
7. DISCIPLINARY PROCEEDINGS (Oakland) - GAMBLING (FOOTBALL POOL BETS) - LICENSE SUSPENDED FOR 75 DAYS, LESS 5 FOR PLEA.
8. DISCIPLINARY PROCEEDINGS (Passaic) - LEWDNESS AND IMMORAL ACTIVITY (INDECENT ENTERTAINMENT) - LICENSE SUSPENDED FOR 45 DAYS, LESS 5 FOR PLEA.
9. DISCIPLINARY PROCEEDINGS (Atlantic City) - SALE IN VIOLATION OF STATE REGULATION NO. 38 - PRIOR DISSIMILAR RECORD - LICENSE SUSPENDED FOR 35 DAYS, LESS 5 FOR PLEA.
10. DISCIPLINARY PROCEEDINGS (Pennsauken Township) - SALE TO MINORS - PRIOR SIMILAR RECORD - LICENSE SUSPENDED FOR 25 DAYS, LESS 5 FOR PLEA.
11. NUMBER OF MUNICIPAL LICENSES ISSUED AND AMOUNT OF FEES PAID FOR THE PERIOD JULY 1, 1970 TO SEPTEMBER 30, 1970 AS REPORTED TO THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL BY THE LOCAL ISSUING AUTHORITIES PURSUANT TO R.S. 33:1-19 (INCLUDING 47 ISSUED BY THE DIRECTOR PURSUANT TO R.S. 33:1-20).
12. DISCIPLINARY PROCEEDINGS (Long Branch) - SALE TO MINOR - PRIOR SIMILAR RECORD - SALE IN VIOLATION OF STATE REGULATION NO. 38 - LICENSE SUSPENDED FOR 40 DAYS, LESS 5 FOR PLEA.
13. DISCIPLINARY PROCEEDINGS (Newark) - SALE IN VIOLATION OF STATE REGULATION NO. 38 - LICENSE SUSPENDED FOR 15 DAYS, LESS 5 FOR PLEA.
14. STATE LICENSES - NEW APPLICATION FILED.

FIORE D'AMBOLA
 t/a Ro-Dee's,

V.

ON APPEAL
SUPPLEMENTAL
ORDER

MAYOR AND COUNCIL OF THE
BOROUGH OF NORTH CALDWELL,

Respondent.

Marinello, Henkel, Soriano & Klein, Esqs., by Joseph Klein, Esq.,
Attorneys for Appellant

John J. McDonough, Esq., Attorney for Respondent Borough
Samuel A. Wiener, Esq., Attorney for Objectors

On June 9, 1970, Conclusions and Order were entered in this Division affirming the action of respondent Mayor and Council which in effect denied appellant's application for renewal of his plenary retail consumption license for the license period 1969-70 for premises 707 Main Street, North Caldwell. D'Ambola v. North Caldwell, Bulletin 1922, Item 1.

Appellant thereupon appealed to the Appellate Division of the Superior Court which by order dated July 14, 1970 extended the term under which the appellant has been operating until further order of the court.

On November 23, 1970, the pending appeal in the Appellate Division of the Superior Court was dismissed on the court's own motion. D'Ambola v. North Caldwell and Division of Alcoholic Beverage Control (App.Div. 1970), Docket No. A-2104-69. This in effect is an affirmance of my order of June 9, 1970. Accordingly, the appeal from denial of appellant's application for renewal of his license for the 1970-71 license period became moot.

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

RICHARD C. McDONOUGH
DIRECTOR

3. APPELLATE DECISIONS - SKAN v. LONG BRANCH.

SKAN REALTY, INC.,)	
Appellant,)	
v.)	ON APPEAL
)	ORDER
CITY COUNCIL OF THE CITY OF)	
LONG BRANCH,)	
Respondent.		

 Anschelewitz, Barr, Ansell & Bonello, Esqs., by Francis V.
 Bonello, Esq., Attorneys for Appellant
 Robert L. Mauro, Esq., Attorney for Respondent

BY THE DIRECTOR:

Appellant appeals from the denial of its application for transfer of a plenary retail consumption license from Jo-Jo, Inc., t/a The Yellow Roof, to appellant at premises 100 Brighton Avenue, Long Branch, by the City Council of the City of Long Branch.

Prior to hearing, appellant's attorneys advised me by letter dated November 30, 1970, and received at the offices of this Division on December 2, 1970, that the appeal is withdrawn.

Accordingly, it is, on this 3rd day of December 1970,

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

RICHARD C. McDONOUGH
 DIRECTOR

4. DISCIPLINARY PROCEEDINGS - GAMBLING (NUMBERS BETS) -
 LICENSE SUSPENDED FOR 75 DAYS.

In the Matter of Disciplinary)	
Proceedings against)	
JOHN TROSKY)	CONCLUSIONS
t/a John Trosky Tavern)	AND ORDER
324 Summit Avenue)	
Jersey City, N. J.)	

Holder of Plenary Retail Consumption)
License C-427, issued by the Municipal)
Board of Alcoholic Beverage Control)
of the City of Jersey City.)

 Russell & Conaghan, Esqs., by John P. Russell, Esq., Attorneys
 for Licensee
 Edward F. Ambrose, Esq., Appearing for Division

BY THE DIRECTOR:

After not guilty plea and hearing at which the licensee did not appear, he withdrew the not guilty plea and entered a plea of non-vult in its place and stead to charges (1) and (2) alleging that on divers dates between May 15 and July 18, 1969, he permitted the acceptance of numbers bets on the licensed premises, in violation of Rules 6 and 7 of State Regulation No. 20.

The licensee has a previous record of suspensions of licenses issued to him for premises 57 Vroom Street, Jersey City, once by the municipal issuing authority for five days, effective October 12, 1952, for alcoholic beverage activity on the licensed premises during hours prohibited by local regulation and twice by the Director for sales of alcoholic beverages in original containers for off-premises consumption during hours prohibited by State regulation, viz., for fifteen days, effective March 3, 1958 and for thirty days, effective March 2, 1959. Re Trosky, Bulletins 1217, Item 8 and 1269, Item 3.

This prior record of suspensions of licenses for dissimilar violations occurring more than five years ago disregarded in admeasuring the penalty, the license will be suspended for sixty days (Re Romano, Inc., Bulletin 1937, Item 3), to which will be added fifteen days since this is the licensee's fourth violation (Re Lou's Tavern, Inc., Bulletin 1926, Item 2), or a total of seventy-five days, without any remission for the confes- sive plea untimely entered after hearing (Re Alfoldi Corp., Bulletin 1835, Item 11).

Accordingly, it is, on this 19th day of November 1970,

ORDERED that Plenary Retail Consumption License C-427, issued by the Municipal Board of Alcoholic Beverage Control of the City of Jersey City to John Trosky, t/a John Trosky Tavern, for premises 324 Summit Avenue, Jersey City, be and the same is hereby suspended for seventy-five (75) days, commencing at 2:00 a.m. Thursday, December 3, 1970, and terminating at 2:00 a.m. Tuesday, February 16, 1971.

RICHARD C. McDONOUGH
DIRECTOR

5. DISCIPLINARY PROCEEDINGS - LEWDNESS AND IMMORAL ACTIVITY -
SALE DURING PROHIBITED HOURS - PRIOR SIMILAR RECORD - LICENSE
SUSPENDED FOR 80 DAYS.

In the Matter of Disciplinary)
Proceedings against)

ADELE KOWAL)
t/a Midway Tavern)
618 So. Orange Avenue)
Newark, New Jersey)

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption)
License C-271 (for 1969-70 and 1970-71)
license periods), issued by the Municipal)
Board of Alcoholic Beverage Control of)
the City of Newark.)

Rocco F. Senna, Esq., Attorney for Licensee
Walter H. Cleaver, Esq., Appearing for Division

BY THE DIRECTOR:

The Hearer has filed the following report herein:

Hearer's Report

Licensee pleaded not guilty to the following charges:

- "1. During the early morning hours of Saturday, November 1, 1969, you allowed, permitted and suffered in and upon your licensed premises lewdness, immoral activity and foul, filthy, indecent and obscene conduct; in violation of Rule 5 of State Regulation No. 20.
- "2. During the early morning hours of Saturday, November 1, 1969, you allowed, permitted and suffered in and upon your licensed premises brawls, acts of violence and disturbances; in violation of Rule 5 of State Regulation No. 20.
- "3. On Saturday, November 1, 1969, between 2:00 A.M. and 2:20 A.M., you sold, served, delivered and allowed, permitted and suffered the sale, service and delivery of alcoholic beverages and allowed, permitted and suffered the consumption of alcoholic beverages on your licensed premises; in violation of Section 4:1-1(a) of Revised Ordinances of the City of Newark, New Jersey, 1966.
- "4. On Saturday, November 1, 1969, between 2:00 A.M. and 2:20 A.M., you failed to have your entire licensed premises closed; in violation of Section 4:1-1(b) of Revised Ordinances of the City of Newark, New Jersey, 1966."

ABC Agents V and G participated in the investigation of the licensee's licensed premises, as a result of which the aforementioned charges were preferred against the licensee.

Agent V testified that at 1:10 a.m. on November 1, 1969, he and Agent G entered the licensee's premises; that they approached the bar, ordered a drink and then went to the back where there was a small dance area; that approximately thirty males and females were in the premises and, in addition to the licensee, a person identified as Frank Kretchmer was tending bar. Agent V further testified that he observed seven females dressed in a masculine manner, three of whom "had men type white shirts on, slacks with the hip pockets, zippers in the front, wearing no makeup at all. They had their hair cut short and combed like a male would have his hair cut and combed." Agent V further stated that females danced together and "one female would hold the other female like a male would hold one another, and one would press the other one close to her, put her hand on the buttocks and at times one would raised her knee and place it in the other girl's private." Furthermore, Agent V said, "when they got done dancing, one would kiss the other firmly on lips."

Agent V also testified that about 1:50 a.m. a female asked if she could stand by him and Agent G as her male escort had gone to the men's room. Upon his return, both she and her companion went to the bar. At 2 a.m. Agent V stated that he observed the female dressed as an Indian squaw approach the one who had previously stood by them and she "grabbed her by the breast" and "yanked her off of the barstool and a fight started;" that he (Agent V) and his fellow agent stopped the fight but it started up again. Agent V further stated that he saw the licensee behind the bar trying to calm the woman who was involved in the fight. He also said that the woman dressed as an Indian squaw used filthy language (a repetition of which would serve no useful purpose); also that at 2:05 a.m. he (Agent V) was served a bottle of beer and at 2:20 a.m. he saw Kretchmer (the bartender) serve a shot of whiskey to a male patron who sat next to him (Agent V) and ring up forty cents on the register. Moreover, the agent

said that he and Agent G identified themselves to persons engaged in the fight outside the licensed premises; that they re-entered the premises at about 2:30 a.m. and when he (Agent V) observed people at the bar drinking, he and Agent G requested the licensee to have them leave. At this time the agents identified themselves to the licensee and informed her of the alleged violations. The licensee said she saw the girls dancing but they were not doing anything wrong; that, when he (Agent V) advised her of the fact that Kretchmer was still serving drinks, she said "I told him to stop it at two o'clock." Furthermore, Agent V stated that he spoke to Kretchmer and he admitted serving after hours but, because he was pretty busy, paid no attention to time.

It was stipulated by the attorneys for the respective parties that Agent G's testimony on direct examination would substantially corroborate that of Agent V.

The attorney for the licensee cross-examined Agent G who testified that the scuffle or fight was between Anna and a woman dressed as the Indian squaw and started up on three separate occasions.

The licensee testified that she was present in the licensed premises on November 1, 1969 when the trouble between Anna and another girl occurred; that Anna "hasn't been in my place for over a year, and the reason why I threw her out, she used to come in there twenty minutes and a quarter to two, and she wanted to be served. And she would tell people that she could go to the Midway and get served after hours." The licensee further said that two weeks before the time in question, Anna stopped in, was very nice, and she said "I heard you have some gay girls;" that she told Anna that "these people come in here once in a while" and "never cause me any trouble." When asked concerning the argument between the female dressed as an Indian squaw and Anna, the licensee stated "I got from behind the bar and I was screaming, and whoever said I didn't stop the fight is a liar because I argued with her and I said, 'Anna, what are you doing? It's almost two o'clock and you are starting this kind of stuff.'"

The licensee further stated that the bar was closed before two o'clock but "the people were having a good time and they didn't move fast enough to get out the door, but there were no drinks served"

On cross examination licensee testified that, when the fight started, it was "about a quarter to two" and she told everyone to get out because "I don't need that kind of trouble, and it was so damn noisy that I told this guy to get his friends out of there because I was getting nervous;" that it could have taken ten minutes for the patrons to leave but no drinks were served to them; that the time the agents returned to the premises "it has to be at least fifteen, twenty minutes after two."

Frank Kretchmer testified that he was tending bar on October 31 and on the morning of November 1, 1969 and when there was little commotion he observed the licensee "going back and forth talking to Anna" who was seated at the bar; that the licensee then came behind the bar and she again walked over to Anna and the other person who were arguing. Thereafter Kretchmer said the licensee ordered him to stop serving and ordered "everybody out;" that the two agents asked to be served when he (Kretchmer) told them "I'm sorry. I can't give you anything."

You heard her holler. The bar is closed." Moreover, Kretchmer said Joe Terrick had come in and asked for cigars so he came from behind the bar and went back to get the cigars and everybody was out of the tavern, it was closed as everyone had walked out; that eight minutes after the agents knocked at the door and shouted "open the door;" he told them "the place is closed;" that, when the agents showed their credentials, he (Kretchmer) permitted them to enter. Thereafter the agents mentioned something was rung up; "I said that that was the cigars that Joe Terrick bought and it was not after two o'clock." Kretchmer also said that he told the agents he did not remember observing people dancing. Moreover, Kretchmer stated that he heard some loud talk and Adele went from behind the bar and went over to Anna and said, "Look. Let's cut this out."

Licensee produced a number of witnesses who testified that they were in the licensed premises at the time in question and all stated that there were no sales or that the premises remained closed during prohibited hours. However, a number of these persons testified that they had left the licensed premises prior to 2 a.m.

After examination of the testimony relating to the brawls and disturbances on the licensed premises, I am satisfied that the licensee tried to stop the argument between the two women involved. Although the licensee may not have used the best judgment in not contacting the police, she did make an effort to prevent a repetition of the trouble. The agents testified that the licensee spoke to Anna in an attempt to prevent any further disturbance. There was no testimony to the effect that the licensee had been aware that trouble had occurred outside the premises after the people involved had left.

Thus I find that, under the circumstances, the licensee should be found not guilty of charge (2).

I find as a fact, based on the testimony of the agents, that the dances which they described were immoral and indecent and also that the licensee permitted the licensed premises to remain open after 2 a.m. and, furthermore, that alcoholic beverages were sold during prohibited hours. Therefore I find the licensee guilty as to charges (1), (3) and (4).

Licensee has a previous record of suspension of license by the municipal issuing authority for twenty-five days effective April 29, 1963 for an "hours" violation, sale of alcoholic beverages to an intoxicated person and permitting persons of ill repute on premises, and a further suspension of license by the municipal issuing authority for an "hours" violation for fifteen days effective February 16, 1970.

It is recommended that the license be suspended on charge (1) for forty-five days (Re Ceil's Ltd., Bulletin 1916, Item 7); on charges (3) and (4) for fifteen days (Re Schoell's Tavern, Inc., Bulletin 1893, Item 2), to which will be added fifteen days by reason of suspension of license for a similar violation within the past five years (Re We-Six, Inc., Bulletin 1916, Item 3) and an additional five days by reason of a similar violation occurring more than five but less than ten years ago (Re Edgewood Inn, Inc., Bulletin 1883, Item 6), or a total of eighty days.

Conclusions and Order

Written exceptions to the Hearer's report, with supportive argument, were filed by the licensee's attorney pursuant to Rule 6 of State Regulation No. 16.

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

Accordingly, it is, on this 24th day of November 1970,

ORDERED that Plenary Retail Consumption License C-271, issued by the Municipal Board of Alcoholic Beverage Control of the City of Newark to Adele Kowal, t/a Midway Tavern, for premises 618 So. Orange Avenue, Newark, be and the same is hereby suspended for eighty (80) days, commencing at 2 a.m. Tuesday, December 8, 1970, and terminating at 2 a.m. Friday, February 26, 1971.

RICHARD C. McDONOUGH
DIRECTOR

6. DISCIPLINARY PROCEEDINGS - PERMITTING LEWDNESS AND IMMORAL ACTIVITY (INDECENT ENTERTAINMENT) - PRIOR DISSIMILAR RECORD - LICENSE SUSPENDED FOR 80 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

CAPTAIN BILL'S PONDEROSA, INC.
Route 46, Pine Brook
Montville, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption
License C-7, issued by the Township
Committee of the Township of Montville.

Cerefice & Cerefice, Esqs., by Louis R. Cerefice, Esq., Attorneys
for Licensee
Francis P. Meehan, Jr., Esq., Appearing for Division

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on June 25 and 29, 1970 it permitted lewdness and immoral activity (indecent entertainment) on the licensed premises, in violation of Rule 5 of State Regulation No. 20.

Reports of investigation disclose that on the dates alleged two female "Go Go" dancers performed on stage for the entertainment of the patrons, mostly males, by engaging in bumps, grinds, posturings, gestures and other bodily movements simulating and suggesting sexual intercourse and indecent other sexual acts and practices and, further, that on the latter date one of the dancers also performed on top of the bar where she continued body actions as aforesaid and, at the suggestion of and with assists from persons employed on the licensed premises, came into physical contact with male patrons, at least two of whom held her buttocks with their hands and with their heads within her legs engaged in acts and movements simulating and suggesting an indecent perverted

sexual act, and on one other occasion she slid off the edge of the bar onto the lap of a male patron and, while straddling him with her legs, "bumped" against his body; on other occasions, while on the floor inside the bar, she pulled at the bartender's trousers in the area of his penis and also "bumped" against his buttocks.

Licensee has a previous record of suspension of license by the Director for fifteen days effective August 1, 1966, for possession of alcoholic beverages not truly labeled. Re Captain Bill's Ponderosa, Inc., Bulletin 1691, Item 9.

The license will be suspended for seventy-five days (Re Hallaway, Bulletin 1907, Item 4), to which will be added five days by reason of the record of suspension of license for dissimilar violation within the past five years (Re Harrington & Burns, Inc., Bulletin 1882, Item 5), or a total of eighty days, with remission of five days for the plea entered, leaving a net suspension of seventy-five days.

Accordingly, it is, on this 3rd day of December 1970,

ORDERED that Plenary Retail Consumption License C-7, issued by the Township Committee of the Township of Montville to Captain Bill's Ponderosa, Inc., for premises Route 46, Pine Brook, Montville, be and the same is hereby suspended for seventy-five (75) days, commencing at 2 a.m. Monday, December 7, 1970, and terminating at 2 a.m. Saturday, February 20, 1971.

RICHARD C. McDONOUGH
DIRECTOR

7. DISCIPLINARY PROCEEDINGS - GAMBLING (FOOTBALL POOL BETS) -
LICENSE SUSPENDED FOR 75 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary)
Proceedings against)

PLEASURELAND, INC.
23 Doty Rd.
Oakland, N. J.)

CONCLUSIONS
AND ORDER)

Holder of Plenary Retail Consumption
License C-7, issued by the Borough)
Council of the Borough of Oakland.)

Licensee, by Louis J. Cannata, Secretary, Pro se.
Francis P. Meehan, Jr., Esq., Appearing for Division

BY THE DIRECTOR:

Licensee pleads non vult to Charges (1) and (2) alleging that on divers dates between September 19 and October 16, 1970 it permitted various kinds of gambling activity on its licensed premises, including acceptance of football pool bets and possession of football pool tickets on the licensed premises, in violation of Rules 6 and 7 of State Regulation No. 20.

Reports of the investigation disclose that the football pool bets and the tickets used in the betting constituted and were part of commercialized gambling activity equivalent to the acceptance of horse race or numbers bets.

Licensee has a previous record of three suspensions of license by the municipal issuing authority (1) for five days,

effective April 11, 1953, for sales to minors and a brawl on the licensed premises, (2) for twenty-five days, effective April 28, 1958, for sales to minors and sale during hours prohibited by State regulation, and (3) for ten days, effective October 5, 1957, for sales to minors.

This record of suspensions for dissimilar violations occurring more than five years ago disregarded in admeasuring the penalty, the license will be suspended for sixty days (Re Garwood House, Inc., Bulletin 1839, Item 2), to which will be added fifteen days since this is the licensee's fourth violation (cf. Re Black, Bulletin 1293, Item 5 and Re Lou's Tavern, Inc., Bulletin 1926, Item 2), or a total of seventy-five days, with remission of five days for the plea entered, leaving a net suspension of seventy days.

Accordingly, it is, on this 9th day of December 1970,

ORDERED that Plenary Retail Consumption License C-7, issued by the Borough Council of the Borough of Oakland to Pleasureland, Inc., for premises 23 Doty Rd., Oakland, be and the same is hereby suspended for seventy (70) days, commencing at 2:00 a.m. Monday, December 14, 1970, and terminating at 2:00 a.m. Monday, February 22, 1971.

RICHARD C. McDONOUGH
DIRECTOR

8. DISCIPLINARY PROCEEDINGS - LEWDNESS AND IMMORAL ACTIVITY
(INDECENT ENTERTAINMENT) - LICENSE SUSPENDED FOR 45 DAYS, LESS 5
FOR PLEA.

In the Matter of Disciplinary
Proceedings against

ROSE JONES
t/a Pink Pussy Cat Lounge
444 Van Houten Avenue, Passaic, N.J.

Holder of Plenary Retail Consumption
License C-25 issued by the Municipal
Board of Alcoholic Beverage Control of
the City of Passaic for the 1969-70
license period and extended by the
Director of the Division of Alcoholic
Beverage Control for the 1970-71 license
period pending determination of an appeal
from denial by said Municipal Board of
Alcoholic Beverage Control of application
for renewal of said license for the 1970-71
license period.

CONCLUSIONS
AND ORDER

Benjamin Greene, Esq., by Louis F. Treole, Esq., Attorney for
Licensee
Walter H. Cleaver, Esq., Appearing for Division

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on May 3, 1970 it permitted lewdness and immoral activity (indecent entertainment) on the licensed premises, in violation of Rule 5 of State Regulation No. 20.

Reports of investigation disclose that two female "go-go" dancers, with "pasties" just about covering the nipples of their breasts and otherwise attired only in micro-bikini panties, so abbreviated as to be almost "bottomless", performed on a platform for the entertainment of the patrons, mostly males, by engaging in bumps, grinds, posturings, gestures and other bodily movements simulating and suggesting sexual intercourse, with one of the girls dropping her panties and exposing to view her buttocks, vaginal area and pubic hair, fondled and licked her breasts, and on several occasions, in an enticing manner, invited male patrons to join her on the platform.

Absent prior record, the license will be suspended for forty-five days, with remission of five days for the plea entered, leaving a net suspension of forty days. Re Saulen, Inc., Bulletin 1933, Item 2.

Accordingly, it is, on this 23rd day of November 1970,

ORDERED that Plenary Retail Consumption License C-25, issued by the Municipal Board of Alcoholic Beverage Control of the City of Passaic to Rose Jones, t/a Pink Pussy Cat Lounge, for premises 444 Van Houten Avenue, Passaic, for the 1969-70 license period and extended by the Director of the Division of Alcoholic Beverage Control for the 1970-71 license period pending determination of an appeal from denial by said Municipal Board of Alcoholic Beverage Control of application for renewal of said license for the 1970-71 license period, be and the same is hereby suspended for forty (40) days, * commencing at 3 a.m. Wednesday, December 9, 1970, and terminating at 3 a.m. Monday, January 18, 1971.

RICHARD C. McDONOUGH
DIRECTOR

*By amended order dated December 8, 1970, which amended order was granted because of a previously arranged social function at the said premises on December 9, 1970, the effective date of suspension was ordered to commence at 3 a.m. Thursday, December 10, 1970 and terminate at 3 a.m. Tuesday, January 19, 1971.

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

In the Matter of Disciplinary Proceedings against

KENYON INN, INC.
t/a Kenyon Inn
23 S. Kentucky Avenue
Atlantic City, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption License C-79, issued by the Board of Commissioners of the City of Atlantic City.

Benjamin C. Kligerman, Esq., Attorney for Licensee
Francis P. Meehan, Jr., Esq., Appearing for Division

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that, on Friday, August 14, 1970 it sold four bottles of wine for

off-premises consumption during prohibited hours, in violation of Rule 1 of State Regulation No. 38.

Licensee corporation has a previous record of suspension of license by the Director for twenty-five days, effective November 6, 1967, for sales to intoxicated persons. Re Kenyon Inn, Inc., Bulletin 1765, Item 5. Additionally, a license then held by Albert Tanker and Esther Kramer (the latter an officer and stockholder of licensee corporation) for premises 300 Pacific Avenue, Atlantic City, was suspended by the municipal issuing authority for ten days, effective October 22, 1957, for sale to a minor and sale in violation of State Regulation No. 38; and a license then held by Albert Tanker and Paul Kramer (the latter an officer and stockholder of licensee corporation) for premises 300 Pacific Avenue, Atlantic City, was suspended by the municipal issuing authority for ten days, effective August 14, 1959, for sale in violation of State Regulation No. 38.

The previous record of suspensions of licenses in 1957 and 1959 for similar and dissimilar violations, the dissimilar violations occurring more than five years ago and for similar violations occurring more than ten years ago disregarded in measuring the penalty but the record of suspension in 1967 for dissimilar violation occurring within the past five years considered, the license will be suspended for twenty days (Re Fortuna Club, Inc., Bulletin 1880, Item 5), to which will be added fifteen days since this is the licensee's fourth chargeable record of violations (Cf. Re Black, Bulletin 1293, Item 5 and Re Lou's Tavern, Inc., Bulletin 1926, Item 2), 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 20th day of November 1970,

ORDERED that Plenary Retail Consumption License C-79, issued by the Board of Commissioners of the City of Atlantic City to Kenyon Inn, Inc., t/a Kenyon Inn, for premises 23 S. Kentucky Avenue, Atlantic City, be and the same is hereby suspended for thirty (30) days, commencing at 7:00 a.m. Monday, December 7, 1970, and terminating at 7:00 a.m. Wednesday, January 6, 1971.

RICHARD C. McDONOUGH
DIRECTOR

10. DISCIPLINARY PROCEEDINGS - SALE TO MINORS - PRIOR SIMILAR
RECORD - LICENSE SUSPENDED FOR 25 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

LAJAR CORPORATION
t/a "Dio's Lounge"
3905 Federal Street

Pennsauken Township, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption)
License C-25, issued by the Township)
Committee of the Township of Pennsauken.)

Piarulli and Vittori, Esqs., by Frank E. Vittori, Esq., Attorneys
for Licensee
Francis P. Meehan, Jr., Esq., Appearing for Division

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on
April 19, 1970 it sold mixed drinks of alcoholic beverages to
two minors, ages 18 and 20, in violation of Rule 1 of State
Regulation No. 20.

Licensee has a prior record of two suspensions of license
for sales to minors, one by the municipal issuing authority
for ten days effective August 25, 1969, and one by the Director
for twenty days effective June 3, 1970. Re Lajar Corporation,
Bulletin 1916, Item 4.

The record of suspension of license effective June 3,
1970 disregarded in admeasuring the penalty because imposed
subsequent to the occurrence of the violation herein (Re Cletzky,
Bulletin 1659, Item 6) but the one effective August 25, 1969
considered as a similar violation occurring within the past
five years, the license will be suspended for twenty-five days,
with remission of five days for the plea entered, leaving a net
suspension of twenty days. Cf. Re P. & S. Bar, Inc., Bulletin
1498, Item 6.

Accordingly, it is, on this 23rd day of November 1970,

ORDERED that Plenary Retail Consumption License C-25,
issued by the Township Committee of the Township of Pennsauken
to Lajar Corporation, t/a "Dio's Lounge", for premises 3905
Federal Street, Pennsauken Township, be and the same is hereby
suspended for twenty (20) days, commencing at 3 a.m. Monday,
December 7, 1970, and terminating at 3 a.m. Sunday, December
27, 1970.

RICHARD C. McDONOUGH
DIRECTOR

11. NUMBER OF MUNICIPAL LICENSES ISSUED AND AMOUNT OF FEES PAID FOR THE PERIOD JULY 1, 1970 TO SEPTEMBER 30, 1970 AS REPORTED TO THE DIVISION OF ALCOHOLIC BEVERAGE CONTROL BY THE LOCAL ISSUING AUTHORITIES PURSUANT TO R.S. 33:1-19 (INCLUDING 47 ISSUED BY THE DIRECTOR PURSUANT TO R.S. 33:1-20)

CLASSIFICATION OF LICENSES

County	Plenary Retail Consumption		Plenary Retail Distribution		Club		Limited Retail Distribution		Seasonal Retail Consumption		Licenses Surr. Revoked Retired	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	485	\$ 210,160.00	74	\$ 28,075.00	30	\$ 2,640.00						589	\$ 240,875.00
Bergen	807	386,291.98	301	98,475.64	168	16,005.00	43	\$ 1,981.50	5	\$ 1,398.75		1324	504,152.87
Burlington	200	98,080.00	43	17,321.00	58	7,500.00	1	50.00				302	122,951.00
Camden	438	245,740.62	86	41,688.00	80	7,769.92			1	450.00		605	295,648.54
Cape May	141	82,300.00	13	4,920.00	19	3,550.00						173	90,770.00
Cumberland	81	47,400.00	15	5,200.00	33	4,500.00						129	57,100.00
Essex	1165	750,427.21	330	223,770.00	90	12,450.00	23	1,150.00				1608	987,797.21
Gloucester	110	42,990.00	16	4,540.00	28	2,685.00						154	50,215.00
Hudson	1351	626,700.00	295	122,600.00	70	8,150.00	57	2,475.00				1773	759,925.00
Hunterdon	80	37,017.40	16	11,535.00	19	2,380.00						115	50,932.40
Mercer	394	288,629.00	51	29,586.00	65	9,750.00						510	327,965.00
Middlesex	632	324,580.00	89	31,445.00	145	11,788.00	3	150.00				869	367,963.00
Monmouth	546	297,197.93	128	47,428.00	68	7,942.94	10	492.00	18	11,769.62		770	364,830.49
Morris	360	163,758.00	105	47,625.00	73	7,592.50	13	650.00	5	1,608.75		556	221,234.25
Ocean	195	120,490.14	52	25,194.80	52	5,990.00						299	151,674.94
Passaic	765	329,407.00	166	53,290.00	50	5,900.00	5	250.00				986	388,847.00
Salem	50	20,010.00	8	1,640.00	20	1,650.00			0			78	23,300.00
Somerset	189	96,980.00	41	14,415.00	41	5,015.00						271	116,410.00
Sussex	166	47,975.00	21	4,495.00	15	865.00	1	50.00	1	225.00		204	53,610.00
Union	543	346,688.00	145	77,549.00	95	10,630.00	25	1,250.00			1	807	436,117.00
Warren	145	45,382.00	22	6,014.75	33	3,486.50			1	225.00		201	55,108.25
Total	8843	\$4,608,204.28	2017	\$ 899,807.19	1252	\$ 138,239.86	181	\$ 8,498.50	31	\$ 15,677.12	1	12323	\$5,667,426.95

During period 6/1/70 - 9/30/70

13 "C" New Licenses	5 "D" Not Renewed
77 " Not Renewed	10 "CB" New Licenses
1 " Revoked	21 " Not Renewed
2 " Retired	4 "DL" Not Renewed
6 " Oper. Under appeal	

Richard C. McDonough
Director

December 24, 1970

12. DISCIPLINARY PROCEEDINGS - SALE TO MINOR - PRIOR SIMILAR
RECORD - SALE IN VIOLATION OF STATE REGULATION NO. 38 -
LICENSE SUSPENDED FOR 40 DAYS, LESS 5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

DE STEFANO LIQUORS, INC.
t/a Strollo's Bar
188 Westwood Avenue
Long Branch, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption
License C-36, issued by the City
Council of the City of Long Branch.

Licensee, by Thomas Emmons, President, Pro se
Francis P. Meehan, Jr., Esq., Appearing for Division

BY THE DIRECTOR:

Licensee pleads guilty to charges alleging that on
Thursday, August 20, 1970 it sold (1) drinks of beer to a
minor, age 18, in violation of Rule 1 of State Regulation No.
20, and (2) six cans of beer for off-premises consumption
during prohibited hours, 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 April 21, 1970 for
sale to a minor. Re DeStefano Liquors, Inc., Bulletin 1908,
Item 7.

The prior record of suspension of license for similar
violation to the first charge herein within the past five years
considered, the license will be suspended on that charge for
twenty-five days (Re Casey's Inc., Bulletin 1839, Item 13),
and on the second charge for fifteen days (Re Strenger & Greenberg,
Tavern, A Corporation, Bulletin 1913, Item 5) or a total of forty
days, with remission of five days for the plea entered, leaving
a net suspension of thirty-five days.

Accordingly, it is, on this 7th day of December 1970,

ORDERED that Plenary Retail Consumption License C-36,
issued by the City Council of the City of Long Branch to DeStefano
Liquors, Inc., t/a Strollo's Bar, for premises 188 Westwood
Avenue, Long Branch, be and the same is hereby suspended for
thirty-five (35) days, commencing at 2 a.m. Monday, December 21,
1970, and terminating at 2 a.m. Monday, January 25, 1971.

RICHARD C. McDONOUGH
DIRECTOR

13. DISCIPLINARY PROCEEDINGS - SALE IN VIOLATION OF STATE
REGULATION NO. 38 - LICENSE SUSPENDED FOR 15 DAYS, LESS
5 FOR PLEA.

In the Matter of Disciplinary
Proceedings against

JOHN P. BURKE
t/a Burke's Tavern
150 Lafayette Street
Newark, N. J.

CONCLUSIONS
AND ORDER

Holder of Plenary Retail Consumption
License C-754, issued by the Municipal
Board of Alcoholic Beverage Control of
the City of Newark.

Frank J. Cavico, Esq., Attorney for Licensee
Walter H. Cleaver, Esq., Appearing for Division

BY THE DIRECTOR:

Licensee pleads non vult to a charge alleging that on
Sunday, October 4, 1970, he sold a bottle of Scotch whisky for
off-premises consumption, in violation of Rule 1 of State
Regulation No. 38.

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 Club 31, Inc.,
Bulletin 1934, Item 13.

Accordingly, it is, on this 3rd day of December 1970,

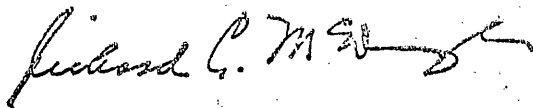
ORDERED that Plenary Retail Consumption License C-754,
issued by the Municipal Board of Alcoholic Beverage Control of
the City of Newark to John P. Burke, t/a Burke's Tavern, for
premises 150 Lafayette Street, Newark, be and the same is hereby
suspended for ten (10) days, commencing at 2:00 a.m. Monday,
December 7, 1970, and terminating at 2:00 a.m. Thursday, December
17, 1970.

RICHARD C. McDONOUGH
DIRECTOR

14. STATE LICENSES - NEW APPLICATION FILED.

Hutchinson Imports
300 Cedar Lane
Hamilton Township, New Jersey

Application filed January 29, 1971 for a Plenary Wholesale
License.



Richard C. McDonough
Director