

PENNSYLVANIA LIQUOR CONTROL BOARD

MEETING AGENDA

WEDNESDAY, MARCH 19, 2025

NORTHWEST OFFICE BUILDING, CONFERENCE ROOM 117, HARRISBURG, PA
MICROSOFT TEAMS MEETING

Darrell Clarke, Chairman
Randy Vulakovich, Board Member
Vacant, Board Member
Rodrigo Diaz, Executive Director
Michael Vigoda, Board Secretary

[Office of Chief Counsel](#)
[Bureau of Licensing](#)
[Bureau of Human Resources](#)
[Bureau of Accounting & Purchasing](#)

[Office of Retail Operations](#)
[Bureau of Product Management](#)
[Financial Report](#)
[Other Issues](#)

Notice: *Anyone who wishes to comment on a printed agenda item prior to official action being taken must make that known to the Chairman or the Board Secretary in advance. Board Secretary Michael Vigoda can be reached by phone at 717-787-8896 or email at mvigoda@pa.gov*

Details for the Microsoft Teams meeting on March 19, 2025 can be found on the PLCB public website.

EXECUTIVE SESSIONS

In accordance with section 708 of the Sunshine Act, 65 Pa. C.S. § 708, on the morning of and/or the day immediately preceding the Public Meeting set forth herein, the Pennsylvania Liquor Control Board will be holding a closed Executive Session or Sessions in the Northwest Office Building for the following purposes: to discuss personnel matters; to consider the purchase or lease of real property prior to an option being obtained or prior to an agreement of purchase; to consult with its legal counsel regarding litigation and similar issues; to review and discuss agency business, which, if conducted in public, would violate lawful privilege or lead to the disclosure of information confidentially protected by law, including quasi-judicial deliberations; and to engage in non-deliberative informational discussions regarding various actions and other matters which have been approved at previous public meetings.

PUBLIC MEETING – 11:00 A.M

CALL TO ORDER *Chairman Clarke*

Pledge of Allegiance to the Flag

OLD BUSINESS..... *Secretary Vigoda*

A. Motion to approve previous Board Meeting Minutes of the February 26, 2025 meeting.

ANNOUNCEMENT OF EXECUTIVE SESSIONS

As explained in the printed Meeting Agenda, certain matters being presented for “official action” at today’s meeting have been discussed during Executive Sessions held prior to today’s meeting as permitted by the Sunshine Act.

Note: This agenda is complete at the time of issuance but other issues may be added and others stricken without further notice.

PUBLIC COMMENT

The Board has reserved 10 minutes for public comment.

NEW BUSINESS

From the Office of Chief Counsel Jason Worley, Chief Counsel

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| (1) Lower Macungie Township
Case No. 25-NE-02 | Municipal Petition for Exemption
from Liquor Code Statute Regarding
Amplified Sound |
| (2) Simple Surprise, Inc.
240 South Easton Road
Glenside, PA 19038-3901
License No. D-2982
LID 127402 | Request for Recission of Conditional
Licensing Agreement |
| (3) Ralph E. Moore Peggy Moore
669 National Pike East
Washington, PA 15301
License No. R-2569
LID 10578 | Resolution of Appeal Pending in the
Court of Common Pleas of
Washington County |
| (4) The Inn at Centre Bridge LLC
2998 River Road
Solebury Township
New Hope, PA 18938-9529
License No. R-19626
LID 111159 | Resolution of Appeal Pending in the
Court of Common Pleas of Bucks
County |
| (5) Brockway Sportsman's Association
506 Main Street
Brockway, PA 15824-0257
License No. CC-6401
LID 50940
Citation No. 24-0014 | ALJ Appeal |
| (6) JJ's Saloon LLC
415-417 East Main Street
Bradford, PA 16701
License No. R-14805
LID 88388
Citation Nos. 21-0006 and 21-0201 | ALJ Appeal |

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- (7) **L & M Tavern, Inc.** ALJ Appeal
t/a L & M Tavern
279 West State Street
Hamburg, PA 19526
License No. R-11696
LID 15107
Citation Nos. 20-1129, 20-1212, 21-0090, 21-0536, and
21-0726
- (8) **Radhe Krish Corp** ALJ Appeal
2701 North 5th Street
Reading, PA 19605-2416
License No. D-763
LID 104622
Citation No. 23-0929
- (9) **Tin Lizzy, Inc.** ALJ Appeal
259 Main Street
P.O. Box 403
Youngstown, PA 15696
License No. R-15787
LID 53320
Citation Nos. 20-0762, 20-0850, 21-0187, 21-0544, 21-
0616, and 21-0634

From the Bureau of Licensing Tisha Albert, Director of Regulatory Affairs
Andrew Stuffick, Director, Bureau of Licensing

- (1) **236 East Lincoln Highway, LLC** Request for Hearing to Extend
t/a Andréa's Jazz Café Safekeeping Period – Economic
EDR-51680 (LID No. 105567) Case No. 24-9098 Development Restaurant
236 East Lincoln Highway
Coatesville, Chester County
- (2) **Berks Lodge No. 47 I B P O E** Renewal with Notice of Change in
C-490 (LID No. 605) Case No. 24-9014 Officers – Club
235-237 Walnut Street
Reading, Berks County
HOLD 12/18/24 SESSION
- (3) **Jennifer Boyd** Renewal – Restaurant
t/a Patricks Pub
R-9988 (LID No. 107833) Case No. 24-9134
205 First Street
Apollo, Armstrong County

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| <p>(4) Broken Bottle 2, LLC
t/a Broken Bottle
R-8229 (LID No. 112730) Case No. 24-9136
11812 State Route 85
Rayburn Township
Kittanning, Armstrong County</p> | <p>Renewal - Restaurant</p> |
| <p>(5) HS Hospitality, LLC
t/a The Pub II
R-12004 (LID No. 125316) Case No. 24-9141
365 Mill Street
Danville, Montour County</p> | <p>Person-to-Person Transfer –
Restaurant</p> |
| <p>(6) Manbel Restaurant, LLC
t/a P.J. Whelihan’s Pub & Restaurant
R-21211 (LID No. 84077) Case No. 24-9127
1569 Fruitville Pike
Suites 2 & 3
Manheim Township
Lancaster, Lancaster County</p> | <p>Appointment of Manager –
Restaurant</p> |
| <p>(7) Sheetz, Inc.
t/a Sheetz 214403
R-4330 (LID No. 119651) Case No. 24-9088
215 Wyoming Avenue
Wyoming Borough
Wyoming, Luzerne County</p> | <p>“Intermunicipal” Double Transfer &
Request for Interior Connections
with Another Business – Restaurant</p> |
| <p>(8) Shree Hari Daya, LLC
t/a Quick Pick Beer
D-3814 (LID No. 123970) Case No. 24-9161
40 South Mountain Boulevard
Fairview Township
Mountain Top, Luzerne County</p> | <p>Double Transfer – Distributor</p> |
| <p>(9) WTZ, Inc.
t/a White Tavern
R-7769 (LID No. 66388) Case No. 24-9082
2072 Pittsburgh Road
Franklin Township
Smock, Fayette County</p> | <p>Notice of Change in Business
Structure – Restaurant</p> |
| <p>(10) Alina, Inc.
R-10927 (LID No. 83912) Case No. 2023-83912
60 East Baltimore Avenue
Clifton Heights, Delaware County</p> | <p>Renewal – District 11</p> <p>HOLD 1/15/25 SESSION</p> <p>Conditional Licensing Agreement</p> |

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| <p>(11) BRB Brothers, Inc.
H-1419 (LID No. 105939) Case No. 2024-105939
3500-3502 Walnut Street
Susquehanna Township
Harrisburg, Dauphin County</p> | <p>Renewal – District 2</p> |
| <p>(12) Craft Beer Taproom, LLC
t/a Holy Hound Taproom
R-18371 (LID No. 66083) Case No. 2024-66083
55-57 West Market Street
York, York County</p> | <p>Renewal – District 2</p> <p>Conditional Licensing Agreement</p> |
| <p>(13) Democratic Assn. Of Bethlehem
C-486 (LID No. 603) Case No. 2024-603
540 North New Street
Bethlehem, Northampton County</p> | <p>Renewal – District 4</p> |
| <p>(14) Lightstreet Beer Express, LLC
R-21082 (LID No. 83694) Case No. 2024-83694
3 Fowlersville Road
Scott Township
Orangeville, Columbia County</p> | <p>Renewal – District 8</p> |
| <p>(15) Mambo Café, Inc.
R-14666 (LID No. 85844) Case No. 2022-85844 &2024-85844
501 South Church Street
Hazleton, Luzerne County</p> | <p>Renewal – District 8</p> <p>Conditional Licensing Agreement</p> |
| <p>(16) Milford Beer Barn, Inc.
D-3482 (LID No. 5060) Case No. 2023-5060
204 West Harford Street
Milford, Pike County</p> | <p>Renewal – District 9</p> <p>HOLD 2/5/25 SESSION</p> <p>Conditional Licensing Agreement</p> |
| <p>(17) Ralph E Moore
t/a Midway Lounge
R-12392 (LID No. 15505) Case No. 2022-15505
R D 1 Box 154
Amwell Township
Amity, Washington County</p> | <p>Renewal – District 6</p> <p>HOLD 3/23/23 SESSION</p> |
| <p>(18) Tried N True, LLC
t/a Horse Inn Tavern
R-9354 (LID No. 68959)
540 East Fulton Street
Lancaster, Lancaster County</p> | <p>New Tavern Gaming License</p> |

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From the Bureau of Human Resources Jason Lutcavage, Director of Administration

Jennifer Haas, Director, Bureau of Human Resources

Personnel Actions

From the Bureau of Accounting & Purchasing Rodrigo Diaz, Executive Director

Tammy Wenrich, Chief, Purchasing & Contracting Administration

Ijeoma Ezekoye, Director, Bureau of Financial Management & Analysis

Procurement Actions:

1) **Supply Source Room 312 New Workstations.**

Space design, materials, and installation of 19 modular workstations as part of the Room 312 improvement project and the NWOB return-to-office floor plan reconfiguration.

Procured via DGS Contract #4400025852– VENDOR: Supply Source, Inc - \$125,397.70 estimated cost.

2) **Hearing Examiner Services** – Represent the Board in the capacity of a Hearing Examiner for administrative hearing conducted in the Commonwealth of Pennsylvania regarding matters which the Board shall adjudicate as required by law.

Procured via PO 80148463 Option Year 1 – VENDOR: Thomas R. Miller, Esquire - TERM: One year for the period of 4/1/2025 through 3/31/2026 - \$250,000.00 estimated cost.

3) **Hearing Examiner Services** – Represent the Board in the capacity of a Hearing Examiner for administrative hearings conducted in the Commonwealth of Pennsylvania regarding matters which the Board shall adjudicate as required by law.

Procured via PO 80001416 Option Year 2 – VENDOR: John A. Mulroy, Esquire – TERM: One year for the period of 9/1/2025 through 8/31/2026 - \$150,000.00 estimated cost.

Inter-Agency Charges:

- (1) **Office of Comptroller Operations** – Net billing of \$1,972,976.84 for the 2nd quarter of FY 2024-25 from the Office of Comptroller Operations. The 2nd Qtr.'s gross billing increased \$ 137,200.27 or (+7.5%) over 2nd Qtr. prior year.

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- (2) **PA Compute Services (PACS)** – Information Technology Services Office PACS billing is \$63,407.32 for the 2nd Qtr. (Oct, Nov and Dec). The PACS contract has been extended for two (2) years through June 2026.

The Bureau of Financial Management and Analysis has reviewed these charges and determined that they are reasonable based on billing methodology and previous experience.

From the Office of Retail Operations..... Rodrigo Diaz, Executive Director

- (1) **#6527 – 6750 Hollywood Boulevard, Delmont**
Exercise Option
- (2) **#3516 – 222 Northern Boulevard, Clarks Summit**
New Lease
- (3) **#3520 – 1610 Nay Aug Avenue, Scranton**
New Lease (additional space)
- (4) **#2219 – 333 Market Street, Harrisburg**
Closing Recommendation

From the Bureau of Product Management.....Megan Painter, Director of Product Management

VENDOR – ITEM NAME

BOARD ACTION REQUESTED

Various
Various

- 1. Regular New Items Accepted
- 2. Regular Recommended Delist

1. Regular New Items Accepted

BRAND NAME AND SIZE

REASON

Fetzer Vineyards

Frontera Carmenere 1.5 L

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RECOMMENDED ACTION: We recommend the Board approve this action

**New Items – Recommended Listings
Reason Codes**

- 1. Strong marketing support
- 2. High brand recognition
- 3. Line/Size extension of successful brand
- 4. Trade up opportunity
- 5. Growing category

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6. Growing segment
7. National rollout
8. Niche item / Limited distribution
9. High dollar profit potential
10. Trade out
11. High quality for the value
12. Innovative product/flavor
13. High sales through other PLCB channels (Luxury, Online, SLO)
14. Underrepresented category/segment
15. Hole in selection – consumer/store requests
16. PA Spirits
17. PA Wines
18. Licensee only
19. Probationary listing

2. Regular Recommended Delist

<u>BRAND NAME AND SIZE</u>	<u>CODE</u>
<u>C Jacquin Et Cie Inc</u>	
Bartenders Trading Company Hot Sex Cocktail 200 mL	2186
Bartenders Trading Company Pina Colada Cocktail 25 Proof 750 mL	2354
Irish Manor Irish Cream 34 Proof 750 mL	6761
Jacquin's Vodka 100 Proof 750 mL	5543
Jacquins Coffee Flavored Brandy 66 Proof 750 mL	97419
Jacquins Vodka Royale 151 Proof 750 mL	98972
Jacquin's Wild Cherry Brandy 750 mL	4548
<u>Majestic Wine and Spirits USA Inc</u>	
Rancho La Gloria Peach Margarita Wine Cocktail 750 mL	97347
<u>Moet Hennessy USA</u>	
Glenmorangie Nectar D'Or Highland Single Malt Scotch 750 mL	10520

EFFECTIVE DATE: The transference to closeout will become effective March 24, 2025

FINANCIAL REPORT *Michael J. Burns, Comptroller Operations, Office of Budget*

None

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OTHER ISSUES

Transfer to General Fund Fiscal Year 2024-25.....Rodrigo Diaz, Executive Director

The Office of Budget requests a transfer of \$85.1 million dollars (\$85,100,000) in the month of March 2025 from the State Stores Fund to the General Fund. The Finance team will schedule when this transfer will occur.

The transfer of this prescribed amount of \$85,100,000 will be processed as authorized in Expenditure Symbol Notification Number 24-013.

Transfer to Department of Agriculture Fiscal Year 2024-25.....Rodrigo Diaz, Executive Director

The Department of Agriculture requests a transfer of one million dollars (\$1,000,000.00) by April 9th 2025 from the State Stores Fund to the Department of Agriculture for use by the Pennsylvania Distilled Spirits Industry Promotion Board as required by Act 57 of 2024. The Finance team will schedule when this transfer will occur.

PUBLIC COMMENT

The Board has reserved 10 minutes for public comment.

NEXT BOARD MEETING

The next meeting of the PLCB will be a formal meeting on Wednesday, April 9, 2025 beginning at 11:00 A.M. Prior to the public meeting, an Executive Session or Sessions will be held for the specific purposes as regularly set forth in the printed Board Agenda.

ADJOURNMENT

Informational Statements to be included in the Public Meeting Agenda

For ALJ Cases:

These cases are appeals taken from adjudications rendered by an Administrative Law Judge (ALJ) in citation proceedings initiated by the Pennsylvania State Police, Bureau of Liquor Control Enforcement in accordance with section 471 of the Liquor Code, 47 P.S. § 4-471.

In all of these matters, an administrative hearing has already been held before an ALJ during which the parties were given the opportunity to present sworn testimony and other evidence, as well as to make legal arguments, in support of their respective positions.

The Board must affirm the ALJ unless the ALJ's decision is an error of law, an abuse of discretion or is not supported by substantial evidence. In some instances where noted, it may also be necessary for the Board to remand the matter back to the ALJ for additional action to be taken. In that the Board is acting in its quasi-judicial (appellate) capacity, deliberations on these matters may have already occurred during authorized executive sessions.

The reasoning for any final decision by the Board on these matters will be set forth in a publicly issued written opinion which will be released immediately after the Board session. Any party aggrieved by the Board's decision has the right to pursue an appeal to the applicable county court of common pleas in accordance with the Liquor Code.

For Application Matters such as New Licenses, Transfers of Existing License, or Extension of Premises:

In all of these matters, an administrative hearing - open to the public - has already been held before a Board-assigned hearing examiner. All interested parties, including the applicant, the Bureau of Licensing, and valid protesters and/or intervenors, were given the opportunity to present sworn testimony and other evidence, as well as to make legal arguments, in support of their respective positions. The Board has reviewed the administrative record created before the hearing examiner along with any briefs submitted by the parties, as well as the recommendations made by the assigned hearing examiner and the Board's legal counsel. In that the Board is acting in its quasi-judicial capacity, deliberations on these matters may have already taken place during authorized executive sessions.

In each case, the Board may either vote to approve the application outright, vote to approve the application subject to a conditional licensing agreement setting forth specific conditions agreed upon by the parties and which are reasonably intended to address specific concerns made part of the record, or vote to refuse the application its entirety. For any case in which the Board would like additional time to review the record prior to making its decision, the Board reserves the right to place a hold on such matter in which case "official action" will not be taken until a future Board meeting.

Any party aggrieved by the Board's decision has the right to pursue an appeal to the applicable county court of common pleas in accordance with the Liquor Code, or, in certain circumstances, directly to the Commonwealth Court. In the event that an appeal is filed, the Board, as required by the Liquor Code, will file a written opinion setting forth the specific reasoning for its decision.

For License Renewal Cases:

These cases involve applications for renewal of licenses to which the Bureau of Licensing has raised objections. In all of these matters, an administrative hearing - open to the public - has already been held before a Board-assigned hearing examiner. The parties were given the opportunity to present sworn testimony and other evidence, as well as make legal arguments. The Board has reviewed the administrative record created before the hearing examiner along with any briefs submitted by the parties, as well as the recommendations made by the assigned hearing examiner and the Board's legal counsel. In that the Board is acting in its quasi-judicial capacity, deliberations on these matters may have already taken place during authorized executive sessions.

In each case, the Board may either vote to approve renewal of the license outright, vote to approve renewal of the license subject to a conditional licensing agreement setting forth specific conditions agreed upon by the parties and which are reasonably intended to address the operational issues of the licensee, or vote to refuse renewal of the license in its entirety. For any case in which the Board would like additional time to review the record prior to making its decision, the Board reserves the right to place a hold on such matter in which case "official action" will not be taken until a future Board meeting.

An applicant aggrieved by the Board's decision has the right to pursue an appeal to the applicable county court of common pleas in accordance with the Liquor Code. In the event that an appeal is filed, the Board, as required by the Liquor Code, will file a written opinion setting for the specific reasoning for its decision.

For Noise Exemption Cases:

These matters involve municipal petitions for exemptions from the Liquor Code provisions dealing with amplified sound. In all of these matters, an administrative hearing – open to the public - has already been held before a Board-assigned hearing examiner during which the parties were given the opportunity to present sworn testimony and other evidence, as well as to make legal arguments, in support of their respective positions.

The Board has reviewed the administrative record created before the hearing examiner along with any briefs submitted by the parties, as well as the recommendations made by the assigned hearing examiner and the Board's legal counsel. In that the Board is acting in its quasi-judicial capacity, deliberations on these matters may have already taken place during authorized executive sessions.

In each case, the Board may either vote to approve the municipal petition for noise exemption outright, vote to limit its approval to a more defined area of the municipality than what is being requested, or vote to refuse the petition in its entirety. The Board must act upon a municipal petition for noise exemptions within 60 days of receiving such petition.

Any party aggrieved by the Board's decision has the right to pursue an appeal to the applicable county court of common pleas in accordance with the Liquor Code. In the event that an appeal is filed, the Board will file a written opinion setting for the specific reasoning for its decision as required by the Liquor Code.

For All Matters in Which the Board is Acting in its Quasi-Judicial Capacity

No additional testimony or evidence may be presented by the parties during the Board's public meeting. While the Board reserves the right to allow comments to be made by the public concerning any particular case, this is being done so with the understanding that such comments are not the equivalent of sworn testimony and, thus, will not be given any weight by the Board when rendering its decision. Additionally, the Board is not required to respond to any public comments offered, nor is it required to answer any questions concerning these matters.