



STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF ALCOHOLIC BEVERAGE CONTROL

STATE LIQUOR AUTHORITY

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MEDIA ADVISORY

For Immediate Release

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**BUFFALO BAR LOSES LIQUOR LICENSE
Emergency Meeting Called to Close Down Bar**

Buffalo, NY – The New York State Liquor Authority (SLA) summarily suspended the license of April Enterprises Inc, doing business as KC’s Dock at 1989 Niagara Street in Buffalo today. The suspension was ordered by the Members of the State Liquor Authority, Chairman Daniel B. Boyle, Commissioner Lawrence J. Gedda, and Commissioner Noreen Healey at an emergency meeting on Tuesday, July 25, 2006.

On July 14, 2006, SLA Investigators and Erie County Sheriff’s Office conducted a surprise inspection of KC’s Dock, targeting underage drinking. The investigation discovered of the 25 patrons at the bar that night, 18 were minors who admitted to consuming alcohol on the premises. The bar was also cited on 18 counts of contaminated liquor bottles and for employing a felon. The Members of the Authority determined the bar posed an imminent threat to the public and voted to summarily suspend the license. Effective immediately, no alcohol can be served or consumed on the premises.

“This outrageous behavior by the owner of KC’s Dock, where over 70% of the clientele are underage, shows a total disregard for the law,” State Liquor Authority Chief Executive Officer, Joshua B. Toas said, “The Members of the Liquor Authority sent a clear message today that this type of behavior will not be tolerated.”

The State Administrative Procedure Act authorizes a State agency to summarily suspend a license when the agency finds that public health, safety, or welfare imperatively requires emergency action. When the SLA summarily suspends a liquor license, it also serves upon the licensee a Notice of Pleading alleging one or more disciplinary violations. In invoking a summary suspension, the SLA has deemed the violation(s), considering each licensee’s disciplinary history, to be sufficiently serious upon initial review to warrant an immediate suspension.

The SLA's decision to summarily suspend a license is not a final determination on the merits of the case. The licensee is entitled to an expedited hearing before an administrative law judge to address the alleged violation(s) that led to the suspension. An order of summary suspension remains in effect until such time as it is modified by the State Liquor Authority or a reviewing Court.

The State Liquor Authority regulates and controls the manufacture, sale and distribution of alcoholic beverages within the State. The Authority works with local law enforcement agencies and localities across the State to ensure compliance with the Alcoholic Beverage Control Law. In addition, the Authority issues and renews licenses and permits to manufacturers, distributors, wholesalers and retailers of alcoholic beverages.

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