



**STATE OF NEW YORK  
EXECUTIVE DEPARTMENT  
DIVISION OF ALCOHOLIC BEVERAGE CONTROL**

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**MEDIA ADVISORY**

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**EMREGENCY SUSPENION ORDERED FOR NEWBURG BAR  
Drug Charges Lead to Summary Suspension by State Liquor Authority**

ALBANY – (August 5, 2009) The New York State Liquor Authority (SLA) summarily suspended the licenses of Gloria’s Café, Inc. doing business as “Gloria’s” at 151 North Plank Road in Newburgh today. The suspension was ordered by the Members of the State Liquor Authority, Chairman Daniel B. Boyle, Commissioner Jeanique Greene, and Commissioner Noreen Healey at the August 5, 2009 Full Board Meeting.

On ten separate occasions from April 7, 2009 to April 28, 2009, undercover agents from the Town of Newburgh Police Department were able to purchase cocaine at Gloria’s, with four of the sales being made directly by the establishment’s bartender. On April 30, 2009, the SLA Enforcement Bureau accompanied the Newburgh Police on a disclosed inspection of the bar. The inspection revealed that all of the employees of Gloria’s worked off the books, and that the bartender charged with selling cocaine was a convicted felon. During a subsequent interview with SLA investigators, the bartender contended that the licensee condoned the sale of drugs on the premises. The licensee, who also admitted to frequently purchasing alcohol from unauthorized sources and illegally refilling bottles of alcohol, was charged with twelve violations of the Alcoholic Beverage Control Law.

“Licensees who allow illegal drug activity to occur at their bars will lose the privilege of holding a liquor license,” said Chairman Boyle. “Joint operations like this one with the Town of Newburgh Police Department illustrate how cooperation between local law enforcement and the State Liquor Authority can help ensure the health and safety of the public.”

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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