



STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF ALCOHOLIC BEVERAGE CONTROL

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IN REPLYING REFER TO
Albany

MEDIA ADVISORY

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SYRACUSE LIQUOR STORE HAS LICENSE SUSPENDED
Liquor Authority Issues Summary Suspension for Fairmont Liquor Store

Albany, NY - The New York State Liquor Authority (SLA) summarily suspended the license of the Chima Inc., doing business as the Fairmont Liquor Store at 4119 West Genesee Street in Syracuse. The suspension was ordered by the Members of the State Liquor Authority, Chairman Daniel B. Boyle and Commissioner Noreen Healey at the Full Board meeting on Wednesday, September 19, 2007.

On September 1, 2007, the Town of Camillus Police Department conducted an underage sting operation during which an 18 year old was sold alcohol at the establishment. In addition, the underage agent was charged more than double the price listed for the alcohol. Following this incident, the SLA and the Camillus PD conducted another underage operation on September 7, 2007 in which the underage agent was able to purchase alcohol from the licensee, again for a price far exceeding the list price. Previously, the licensee was fined \$3,000 for two sales to minors in September of 2004, fined \$2,000 with a 30 day suspension for underage sales in May and June of 2006, and fined \$7,000 with a 20 day suspension for a sale to a minor on June 1, 2007. The Members of the SLA determined the liquor store poses an imminent threat to the public and voted emergency suspension of the license. Effective immediately, no alcohol can be sold on the premises.

“This licensee has shown a total disregard for the law in repeatedly selling alcohol to minors,” State Liquor Authority Chief Executive Officer Joshua B. Toas said. “The Members of the Liquor Authority again sent a clear message that this type of illegal conduct 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.

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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