

Mailing Date: April 27, 2007

PENNSYLVANIA LIQUOR CONTROL BOARD
HARRISBURG, PA 17124-0001

PENNSYLVANIA STATE POLICE, : Citation No. 05-1073X
BUREAU OF LIQUOR CONTROL :
ENFORCEMENT :

vs. :

RIOS BEER DISTRIBUTORS, INC. : License No. D-1633
3654-56 North 7th Street :
Philadelphia, PA 19140 :

Counsel for Licensee: Edward A. Taraskus, Esquire
1530 Chestnut Street, Suite 603
Philadelphia, PA 19102-2739

Counsel for Bureau: James E. Dailey, Esquire
PENNSYLVANIA STATE POLICE,
Bureau of Liquor Control Enforcement
6901 Woodland Avenue
Philadelphia, PA 19142

OPINION

On December 2, 2004, Rios Beer Distributors, Inc. ("Licensee") appealed to the Pennsylvania Liquor Control Board ("Board") from the October 11, 2005 Adjudication and Order of Administrative Law Judge Daniel T. Flaherty ("ALJ"), wherein the ALJ sustained the citation against Licensee and imposed revocation of the license.

On May 4, 2006, the Board affirmed the ALJ's decision. On March 20, 2006, Licensee filed an appeal from the Board's decision with the Court of Common Pleas of Philadelphia County. On February 14, 2007, the Court of Common Pleas of Philadelphia County issued an Order stating that the Board's May 4, 2006 decision is reversed, and the revocation of Distributor License No. D-1633 is vacated. The Order of the Court of Common Pleas states that, along with the reinstatement of the subject license, a five (5)-day suspension shall be imposed on the license.

Therefore, in light of the above, the following Order is hereby issued:

ORDER

It is hereby ordered that jurisdiction in this matter be remanded to the Office of Administrative Law Judge of the Pennsylvania Liquor Control Board to ensure compliance with the February 14, 2007 Order of the Court of Common Pleas of Philadelphia County, Pennsylvania.

Board Secretary