

November 5, 2013

Telephone: (717) 783-9454

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Ann Kordish

**Re: Wine Tasting Dinner**

Dear Ms. Kordish:

ISSUE: This is in response to your e-mail sent on October 18, 2013, wherein you advise that you are currently planning a wine tasting dinner for Saturday, November 23, 2013. Your plan is to offer seven (7) different courses, with each course featuring a different wine that would complement the food. Each course would be served with a three (3) ounce glass of the featured wine. You ask if you may charge a single price, per person, that would include the food and wine. You advise that the food and wine would not be discounted; it would simply be combined into a set price for the entire dinner.

Records of the Pennsylvania Liquor Control Board ("Board") indicate that Robert J. Heinrich, Sr., trading as Everyday Gourmet, holds Restaurant Liquor License No. R-7954 (LID 67495) for the premises located at 204 West High Street, Ebensburg, Pennsylvania.

OPINION: There is nothing in the Liquor Code or the Board's Regulations that would prohibit you from offering an entire dinner, including wine, for a set price that does not discount either the food or the wine. Therefore, you may charge a single price, per person, for the seven (7) course meal with accompanying wine.

Please be aware that selling, furnishing or giving alcoholic beverages, or permitting to sell, furnish or give alcoholic beverages to minors or to persons who are visibly intoxicated is prohibited by the Liquor Code. [47 P.S. § 4-493(1)]. Violation of the Liquor Code or the Board's Regulations may result in a citation being issued to the licensee by the Pennsylvania State Police, Bureau of Liquor Control Enforcement.

**THIS OPINION APPLIES ONLY TO THE FACTUAL SITUATION DESCRIBED HEREIN AND DOES NOT INSULATE THE LICENSEE OR OTHERS FROM CONSEQUENCES OF CONDUCT OCCURRING PRIOR TO**

ITS ISSUANCE. THE PROPRIETY OF THE PROPOSED CONDUCT HAS BEEN ADDRESSED ONLY UNDER THE LIQUOR CODE AND REGULATIONS. THE LAWS AND POLICIES ON WHICH THIS OPINION IS BASED ARE SUBJECT TO CHANGE BY THE LEGISLATURE OR THE PENNSYLVANIA LIQUOR CONTROL BOARD.

Very truly yours,

FAITH S. DIEHL  
CHIEF COUNSEL

cc: Pennsylvania State Police,  
Bureau of Liquor Control Enforcement  
Jerry W. Waters, Director of Office of Regulatory Affairs  
Tisha Albert, Director, Bureau of Licensing  
Jeffrey Lawrence, Assistant Director, Bureau of Licensing

LCB Advisory Opinion No. 13-477