

April 16, 2014

Telephone: (717) 783-9454

FAX: (717) 787-8820

David Romine
Kalik Lewin
4720 Montgomery Lane, Suite 400
Bethesda, MD 20814

RE: Hangtime Wine Mail-in Rebate

Dear Mr. Romine:

ISSUE: This correspondence is in response to your e-mail of April 8, 2014, in which you request approval on behalf of Folio Fine Wine Partners to conduct a mail-in rebate promotion in Pennsylvania.

The promotion offers a rebate of three dollars (\$3.00) on the purchase of a bottle of any Hangtime Wine. To receive the rebate, consumers must mail to the designated address a completed rebate form along with a store cash receipt with the qualifying purchase circled. The offer is valid for purchases made between March 1 and December 31, 2014, and is limited to adults of legal drinking age.

OPINION: This office has reviewed the proposed offer and has determined that it comports with applicable liquor laws and regulations, specifically subsection 493(24)(i) of the Liquor Code [47 P.S. § 4-493(24)(i)], and is acceptable for use in this Commonwealth.

Therefore, it would be permissible to conduct the promotion in the Commonwealth in reference to the area checked below:

- retail licensed premises.
- distributor licensed premises.
- both retail and distributor licensed premises.
- the Board's wine and spirits stores, subject to approval of the Bureau of Product Selection.
- other – Internet, text messaging.

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
Dale Horst, Interim Director of Marketing and Merchandising
Michelle Bonsick, Director, Bureau of Marketing Communications,
Branding & Design
Pamela Bernd, Product Selection

LCB Advisory Opinion No. 14-148