

June 4, 2014

Telephone: (717) 783-9454

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**epd2703**

**e: Private Club Event**

Dear Sir/Madam:

ISSUE: This is in response to your email forwarded to this office on May 19, 2014, in which you state that you are the manager of a private club that is hosting a disc jockey event. You inquire if those attending must be members or guests, or if the event may be open to the general public.

For the purpose of this response, it is assumed that your club holds a club liquor license.

OPINION: There is nothing in the Liquor Code or the Board's Regulations that would require a club licensee to make a self-sponsored event solely open to its members or to prohibit the club from being open to the public. The club may sell/serve the non-members food and non-alcoholic beverages anywhere on its licensed premises. However, non-members cannot purchase alcoholic beverages; alcoholic beverages must be paid for by the club members unless the club holds a CC license and this is a catered event.

It should be noted that the Board's Regulations require that the operations of a licensed club must conform to the club's constitution and bylaws at all times. [40 Pa. Code § 5.81]. If a licensee's constitution or bylaws pertain to the practices related to events, the licensee must adhere to such practices. Therefore, you may wish to review the club's constitution and bylaws to ensure that such an event is in compliance.

Please do not hesitate to contact this office if you have any additional questions.

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

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June 4, 2014

Page 2

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. 14-246