

May 18, 2015

George A. Meehan, Director of Operations
The David L. Lawrence Convention Center
1000 Fort Duquesne Boulevard
Pittsburgh, PA 15222

Re: Limited Winery Exposition at Public Venue Location

Dear Mr. Meehan:

ISSUE: This is in response to your e-mail of April 23, 2015, wherein you ask if you may permit vendors with limited winery exposition permits to offer samples and sell bottles of wine from their designated area or booth location, on your licensed property, without de-licensing the area where the exposition is taking place.

Records of the Pennsylvania Liquor Control Board (“Board”) indicate that Levy Premium Foodservice Limited Partnership holds Public Venue Liquor License No. PV-60 (LID 51498) for the premises at the David L. Lawrence Convention Center, 1000 Fort Duquesne Boulevard, Pittsburgh, Pennsylvania.

OPINION: Please be advised that the Board’s Bureau of Licensing (“Licensing”) will not typically dual-license a location, absent specific statutory authority. Thus, only one (1) license may be in effect at one (1) time at any particular area or location. Therefore, you would need to de-license that area that is covered by the wine exposition permit(s) for the dates and times that the wine exposition will be occurring. This can be accomplished by submitting to Licensing a letter clearly specifying the area to be de-licensed, including a map of the licensed premises that denotes said area, and the dates and times that the area should be delicensed. The remaining licensed area must be such that you continue to qualify for your license, if you intend to use your license during the time in question.

Should you have any other questions and/or issues related to the Liquor Code or the Board’s Regulations, please feel free to once again contact this office.

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. 15-220