

January 12, 1999

William S. Szlachta
Wine & Spirit Sales, Inc.
P.O. Box 355
Broomall, PA 19008

Dear Mr. Szlachta:

ISSUE: In your letter December 29, 1998 you ask whether your company, a license importer, may donate liquor to a charitable organization for an event to be held at a retail licensee's premises.

OPINION: There is nothing in the Liquor Code or the Board's regulations which would prohibit your company from donating liquor for a group or use at a benefit as long as all record keeping provisions for the licensees involved are complied with and no liquor is sold for the benefit of the retail licensee. Please be advised that all applicable taxes must be paid and the alcohol must be imported properly into the Commonwealth.

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: Bureau of Liquor Control Enforcement,
Pennsylvania State Police

Refer to: (717) 783-9454
Fax: (717) 787-8820

LCB Advisory Opinion No. 99-015