

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF BUSINESS REGULATION
LIQUOR CONTROL

Willy & Silvia, LLC d/b/a Club Bebeto,
Appellant

v.

DBR No. 12-LQ-042

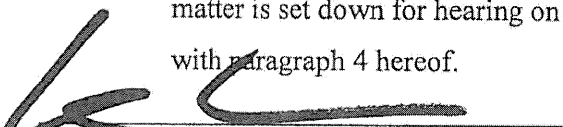
Town of Johnston Board of Licenses,
Appellee

CONSENT ORDER

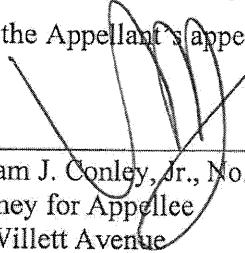
This matter was down for hearing on June 27, 2012 at 9:00 a.m. on the appeal of the appellant, Willy & Silvia, LLC, d/b/a Club Bebeto, from a decision of the Town of Johnston Board of Licenses dated April 9, 2012 under which the restaurant, Class D alcohol, and entertainment licenses of the appellant were revoked. Notice of Appeal was timely filed. After consultation between the parties and a conference with the Department's Hearing Officer, by consent of the parties, the following Order may enter:

1. The previously entered Order dated June 6, 2012 granting the appellant's Motion for a Stay of the decision of the Appellee Board shall remain in full force and effect until entry of a further Order of the Department.
2. The Johnston Police Department shall provide the Appellant with police details at the Appellant's place of business, 31 Greenville Avenue, Johnston, Rhode Island in accordance with Johnston Town Ordinance § 54-1 et seq. The details shall consist of two (2) police officers stationed outside the Appellant's premises in a police cruiser. The Appellant shall be liable for the payment for the said police details in advance. The details shall be on Fridays from 9:30 p.m. until Saturday at 1:30 a.m. and on Saturdays from 9:30 p.m. until Sunday at 1:30 a.m. Payment for the details shall be at the prevailing contract rates, which as of the date of this Order are \$150.00 per officer, per detail.

3. Appellant shall, at least once weekly, provide the Johnston Police Department with the names and addresses of proposed new members to the Appellant's club as provided under a Class D license for the purpose of enabling the Police Department to run background checks on the proposed new members to assist the Appellant in the screening of new members for membership. The Johnston Police Department shall report to the Appellant, in writing, the results of any such background checks performed under the provisions of this paragraph.
4. This matter is continued for hearing until August 7, 2012 at 9:00 a.m. for further proceedings, if necessary.
5. Counsel shall confer with each other not later than August 3, 2012 to determine whether further proceedings in this matter are deemed necessary. In the event counsel, after consultation with their respective clients, agree that further proceedings are not warranted at this time, the Department Hearing Officer shall be so notified as soon as possible. If counsel for the parties cannot reach such an agreement, this matter is set down for hearing on the merits of the Appellant's appeal in accordance with paragraph 4 hereof.

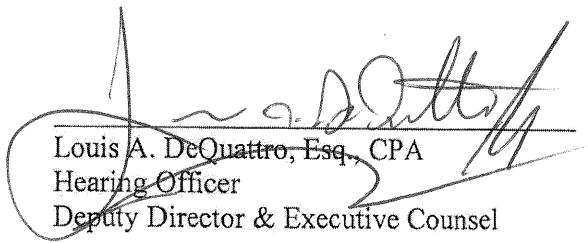


Roger C. Ross, No. 1821
Attorney for Appellant
Blais Cunningham & Crowe Chester, LLP
150 Main Street
Pawtucket RI 02860
(401) 723-1122
(401) 726-6140---fax.
ross@blaislaw.com



William J. Conley, Jr., No. 2149
Attorney for Appellee
670 Willett Avenue
East Providence RI 02915
(401) 437-0905
(401) 437-3618---fax
wconley@wjclaw.com

Dated: 6/29/2012



Louis A. DeQuattro, Esq., CPA
Hearing Officer
Deputy Director & Executive Counsel

I have read the Hearing Officer's recommendation and I hereby (check one)

ADOPT

REJECT

MODIFY

the recommendation of the Hearing Officer in the above-entitled matter.

Date: 6/29/12

Paul McGreevy (for)
Paul McGreevy
Director

ENTERED as an Administrative Order No. 12-040 this 29th day of June 2012.

CERTIFICATION

I hereby certify that I caused a copy of the within Consent Order to be emailed and sent by regular mail, postage pre-paid to the undersigned this 28th day of June 2012:

Carole Anne Sanchas, for
Louise DeQuattro, Esq. & CPA
Hearing Officer
Department of Business Regulation
1511 Pontiac Avenue, Building 69
Cranston RI 02920
Caroleanne_sanchas@dbr.ri.gov

William J. Conley, Jr., Esq.
670 Willett Avenue
East Providence RI 02915
wconley@wjclaw.com

