

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
DEPARTMENT OF BUSINESS REGULATION  
PASTORE COMPLEX  
1511 PONTIAC AVENUE  
CRANSTON, RHODE ISLAND**

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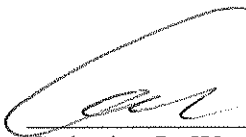
<b>Vintage Sound, Inc. d/b/a Xcel Lounge,</b>	:	
<b>Appellant,</b>	:	
	:	
<b>v.</b>	:	<b>DBR No.: 18LQ022</b>
	:	
<b>City of Providence, Board of Licenses,</b>	:	
<b>Appellee.</b>	:	

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**ORDER OF DISMISSAL**

Pursuant to R.I. Gen. Laws § 3-7-21, Vintage Sound, Inc. d/b/a Xcel Lounge (“Appellant”) filed an appeal with the Director of the Department of Business Regulation of the Providence Board of Licenses’ (“Board”) decision to suspend its Class BVX and N liquor licenses for 13 days. The Board also reduced the hours for the Appellant’s entertainment license to 11:00 p.m. for a period of 90 days. The Appellant requested a stay of the order to reduce the hours of operation for the entertainment license and a stay hearing was held on October 25, 2018 before the undersigned. By order dated October 26, 2018, the Department found it had no jurisdiction over the entertainment license and scheduled the liquor suspension appeal for hearing. On October 31, 2018, the Appellant informed the parties that it was withdrawing its appeal. Therefore, based on the foregoing, the Appellant’s appeal is dismissed.

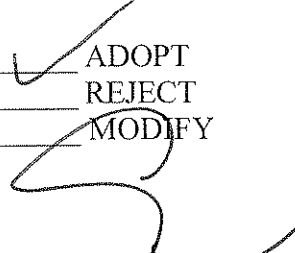
Dated: 11/08/18  
AJM

  
\_\_\_\_\_  
Catherine R. Warren  
Hearing Officer

**ORDER**

I have read the Hearing Officer's Recommendation in this matter, and I hereby take the following action with regard to the Recommendation:

ADOPT  
 REJECT  
 MODIFY

  
\_\_\_\_\_  
Liz Tanner, Esquire  
Director

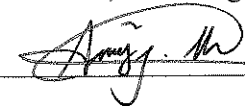
Dated: 11/9/18

**NOTICE OF APPELLATE RIGHTS**

**THIS ORDER CONSTITUTES A FINAL ORDER OF THE DEPARTMENT OF BUSINESS REGULATION PURSUANT TO R.I. GEN. LAWS § 42-35-12. PURSUANT TO R.I. GEN. LAWS § 42-35-15, THIS ORDER MAY BE APPEALED TO THE SUPERIOR COURT SITTING IN AND FOR THE COUNTY OF PROVIDENCE WITHIN THIRTY (30) DAYS OF THE MAILING DATE OF THIS DECISION. SUCH APPEAL, IF TAKEN, MUST BE COMPLETED BY FILING A PETITION FOR REVIEW IN SUPERIOR COURT. THE FILING OF THE COMPLAINT DOES NOT ITSELF STAY ENFORCEMENT OF THIS ORDER. THE AGENCY MAY GRANT, OR THE REVIEWING COURT MAY ORDER, A STAY UPON THE APPROPRIATE TERMS.**

**CERTIFICATION**

I hereby certify on this 9<sup>th</sup> day of November, 2018 that a copy of the within Order was sent by electronic delivery and first class mail, postage prepaid, to the following: Mario Martone, Esquire, and Stephen Ryan, Esquire City of Providence Law Department, 444 Westminster Street, Suite 220, Providence, R.I. 02903 Mmartone@providenceri.com and sryan@providenceri.com, Peter Petrarca, Esquire, Petrarca & Petrarca, 330 Silver Spring Street, Providence, R.I. 02904, peter330350@gmail.com, and Louis A. DeSimone, Jr., Esquire, 703 West Shore Road, Warwick, R.I. 02889 ldatty@gmail.com and by hand-delivery to Pamela Toro, Esquire, Department of Business Regulation, Pastore Complex, 1511 Pontiac Avenue, Building 69-1, Cranston, R.I. 02920.

  
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