

**ALCOHOLIC BEVERAGE CONTROL BOARD
OF THE CITY OF NEW ORLEANS**

**COMPLETED AGENDA
SALES TAX HEARING**

TUESDAY, AUGUST 20, 2024

10:35 A.M.



**HEARING OFFICER
FRANK QUINN**

**ALCOHOLIC BEVERAGE CONTROL BOARD CLERK
ANGELA G. SARKER**

1. **HEARING NUMBER: 10-24 (TX), DISTRICT (C) KING/QUINN**
PERMITTEE: THE WISDOM RECEPTION CENTER, LLC
d/b/a THE WISDOM
ADDRESS: 1359 ST. BERNARD AVENUE, NEW ORLEANS, LA 70116
LICENSE NO.
SUBMITTED: MAY 20, 2024

Allegations:

- a) **Sales of Alcohol Without License-Delinquent ABO 2023-2024 (12 months)**
New Orleans City Code Section 10-47. Permit prerequisite to engaging in business. It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

RECOMMENDATIONS:

Jasmine Bandy, Assistant City Attorney recommended that the case be continued to the meeting of 9/17/2024, with service waived.

2. **HEARING NUMBER: 13-24 (TX), DISTRICT (C) KING/QUINN**
PERMITTEE: DISCOUNT BEER LIQUOR & WINE MARKET, INC
d/b/a VIEUX CARRÉ WINE & SPIRITS
ADDRESS: 422 CHARTRES STREET, NEW ORLEANS, LA 70130
LICENSE NO.
SUBMITTED: JULY 22, 2024

Allegations:

- a) **Sales of Alcohol Without License-Delinquent ABO 2024-2025 (1 month)**
New Orleans City Code Section 10-47. Permit prerequisite to engaging in business. It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

- b) **Non-Payment of Taxes-Delinquent Sales Tax: 5/24, 6/24, 7/24 = (3 months)**
New Orleans City Code Section 150-726 to wit: nonpayment of taxes.
New Orleans City Code Section 10-157 (a) (9) to wit: Failure to pay any sales, amusement or other excise taxes, liens, or fines due to the city or state in connection with the premises.

RECOMMENDATIONS:

Jasmine Bandy, Assistant City Attorney recommended that the case be continued to the meeting of 9/17/2024, with service.

3. **HEARING NUMBER: 14-24 (TX), DISTRICT (A) GIARRUSSO/WILLIAMS**
PERMITTEE: TASTEE NO 38, INC
d/b/a TASTEE RESTAURANT
ADDRESS: 901 HARRISON AVENUE, NEW ORLEANS, LA 70124
LICENSE NO.
SUBMITTED: JULY 22, 2024

Allegations:

- a) **Sales of Alcohol Without License-Delinquent ABO 2023-2024 (11 months)**
New Orleans City Code Section 10-47. Permit prerequisite to engaging in business. It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

RECOMMENDATIONS:

At a settlement conference on August 15, 2024, Jasmine Bandy, Assistant City Attorney and Jamie Santapadre, Representative of Permittee reached a consent judgement of \$2,200.00 payable within 15 days.

4. **HEARING NUMBER: 15-24 (TX), DISTRICT (B) HARRIS/EXPOSÉ**
PERMITTEE: CHASE HOSPITALITY GROUP, LLC
d/b/a CHAPTER IV RESTAURANT
ADDRESS: 1301 GRAVIER STREET, NEW ORLEANS, LA 70112
LICENSE NO.
SUBMITTED: JULY 22, 2024

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2023-2024 (12 months)

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business. It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

b) Non-Payment of Taxes-Delinquent Sales Tax: 1/23, 2/23, 3/23, 5/23, 7/23, 5/24, 6/24 = (7 months)

New Orleans City Code Section 150-726 to wit: nonpayment of taxes.

New Orleans City Code Section 10-157 (a) (9) to wit: Failure to pay any sales, amusement or other excise taxes, liens, or fines due to the city or state in connection with the premises

RECOMMENDATIONS:

Jasmine Bandy, Assistant City Attorney recommended that the case be continued to the meeting of 9/17/2024, with service.

5. **HEARING NUMBER: 16-24 (TX), DISTRICT (A) GIARRUSSO/WILLIAMS**
PERMITTEE: EL TACO LOCO, LLC
d/b/a EL TACO LOCO
ADDRESS: 634 SOUTH CARROLLTON AVENUE, NEW ORLEANS, LA 70118
LICENSE NO.
SUBMITTED: JULY 22, 2024

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2023-2024 (12 months), 2024-2025 (1 month)

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business. It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

b) Non-Payment of Taxes-Delinquent Sales Tax: 2/22, 6/22, 9/22, 2/24, 3/24, 4/24 = (6 months)

New Orleans City Code Section 150-726 to wit: nonpayment of taxes.

New Orleans City Code Section 10-157 (a) (9) to wit: Failure to pay any sales, amusement or other excise taxes, liens, or fines due to the city or state in connection with the premises.

c) Expired Occupational License – Delinquent O/L 2024 (2 months)

MCS 17271 Section 150-953, relative to an expired occupational license-new business:
License required before commencing.

RECOMMENDATIONS:

Jasmine Bandy, Assistant City Attorney recommended that the case be continued to the meeting of 9/17/2024, with service.

6. **HEARING NUMBER: 17-24 (TX), DISTRICT (B) HARRIS/EXPOSÉ**
PERMITTEE: DELTA RESTAURANT GROUP
d/b/a MAYPOP
ADDRESS: 611 O'KEEFE AVENUE, SUITE C-2, NEW ORLEANS, LA 70113
LICENSE NO.
SUBMITTED: JULY 22, 2024

Allegations:

- a) **Sales of Alcohol Without License-Delinquent ABO 2023-2024 (12 months), 2024-2025 (1 month)**

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business. It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

- b) **Non-Payment of Taxes-Delinquent Sales Tax: 11/23 = (1 month)**

New Orleans City Code Section 150-726 to wit: nonpayment of taxes.

New Orleans City Code Section 10-157 (a) (9) to wit: Failure to pay any sales, amusement or other excise taxes, liens, or fines due to the city or state in connection with the premises.

- c) **Expired Occupational License – Delinquent O/L: 2022 (3 months), 2023 (1 month)**

MCS 17271 Section 150-953, relative to an expired occupational license-new business:

License required before commencing.

RECOMMENDATIONS:

At a settlement conference on August 15, 2024, Jasmine Bandy, Assistant City Attorney and Jeffrey Bybee, Representative of Permittee reached a consent judgement of \$3,600.00 payable within 15 days.

7. **HEARING NUMBER: 18-24 (TX), DISTRICT (B) HARRIS/EXPOSÉ**
PERMITTEE: TAI MANAGING MEMBER, LLC
d/b/a THE DRIFTER HOTEL
ADDRESS: 3522 TULANE AVENUE, NEW ORLEANS, LA 70119
LICENSE NO.
SUBMITTED: JULY 22, 2024

Allegations:

- a) **Sales of Alcohol Without License-Delinquent ABO 2020-2021 (2 months), 2021-2022 (12 months), 2022-2023 (12 months), 2023-2024 (12 months), 2024-2025 (1 month) = 39 months.**

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business. It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

- b) **Expired Occupational License – Delinquent O/L 2021 (6 months), 2022 (7 months), 2023 (1 month) = 14 months**

MCS 17271 Section 150-953, relative to an expired occupational license-new business:

License required before commencing.

RECOMMENDATIONS:

Jasmine Bandy, Assistant City Attorney recommended that the case be continued to the meeting of 9/17/2024, with service.

8. **HEARING NUMBER: 19-24 (TX), DISTRICT (C) KING/QUINN**
PERMITTEE: ROUND MIDNIGHT BAR, LLC
d/b/a THREE-LEGGED DOG
ADDRESS: 400 BURGUNDY STREET, NEW ORLEANS, LA 70112
LICENSE NO.
SUBMITTED: JULY 22, 2024

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2023-2024 (12 months)

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business. It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

b) Expired Occupational License – Delinquent O/L 2023, 2024 (2 months)

MCS 17271 Section 150-953, relative to an expired occupational license-new business:
License required before commencing.

RECOMMENDATIONS:

At a settlement conference on August 15, 2024, Jasmine Bandy, Assistant City Attorney and Tim Bole, Representative of Permittee reached a consent judgement of \$2,800.00 payable within 15 days.

9. HEARING NUMBER: 20-24 (TX), DISTRICT (B) HARRIS/EXPOSÉ

PERMITTEE: RYE & PIE PIZZA BAR, LLC

d/b/a TAQUERIA LA LUCHA

ADDRESS: 404 ANDREW HIGGINS BOULEVARD, NEW ORLEANS, LA 70130

LICENSE NO.

SUBMITTED: JULY 22, 2024

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2023-2024 (12 months), 2024-2025 (1 month) = 13 months

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business. It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

b) Non-Payment of Taxes-Delinquent Sales Tax: 01/20, 02/20, 03/20, 04/20, 05/20, 06/20, 07/20, 08/20, 01/21, 05/21, 07/21, 08/21, 12/21, 05/22, 07/22, 11/22, 01/23, 02/23, 05/23, 06/23, 08/23, 09/23, 10/23, 11/23, 20/23, 01/24, 02/24, 03/24, 04/24, 05/24, 06/24 = (31 months)

New Orleans City Code Section 150-726 to wit: nonpayment of taxes.

New Orleans City Code Section 10-157 (a) (9) to wit: Failure to pay any sales, amusement or other excise taxes, liens, or fines due to the city or state in connection with the premises.

c) Expired Occupational License – Delinquent O/L 2023 (5 months), 2024 (4 months) = 9 months

MCS 17271 Section 150-953, relative to an expired occupational license-new business:
License required before commencing.

RECOMMENDATIONS:

Jasmine Bandy, Assistant City Attorney recommended that the case be continued to the meeting of 9/17/2024, with service.

10. HEARING NUMBER: 21-24 (TX), DISTRICT (A) GIARRUSSO/WILLIAMS

PERMITTEE: ANNUNCIATION FOODS INC.

d/b/a CLANCY'S RESTAURANT

ADDRESS: 6100 ANNUNCIATION STREET, NEW ORLEANS, LA 70118

LICENSE NO.

SUBMITTED: JULY 22, 2024

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2024-2025 (1 month)

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business. It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in

possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

b) Expired Occupational License – Delinquent O/L 2023 (1 month)

MCS 17271 Section 150-953, relative to an expired occupational license-new business:
License required before commencing.

RECOMMENDATIONS:

At a settlement conference on August 15, 2024, Jasmine Bandy, Assistant City Attorney and Brian Larson, Representative of Permittee reached a consent judgement of \$400.00 payable within 15 days.

11. ADJOURNMENT