

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

**COMPLETED AGENDA
SALES TAX HEARING**

TUESDAY, DECEMBER 19, 2023

11:41 A.M.



**HEARING OFFICER
FRANK QUINN**

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

1. **HEARING NUMBER: 83-23 (TX), DISTRICT (B) HARRIS/ EXPOSÉ**
PERMITTEE: FONTAINE ENTERTAINMENT, LLC
d/b/a HANDSOME WILLY’S HOUSE OF FOOD
ADDRESS: 220 S. ROBERTSON STREET, NEW ORLEANS, LA 70112
LICENSE NO.
SUBMITTED: AUGUST 21, 2023

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2023-2024 (3 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:

Dashia Myles, Assistant City Attorney recommended that the case be continued with date.

2. **HEARING NUMBER: 97-23 (TX), DISTRICT (C) KING/QUINN**
PERMITTEE: ALGIERS SUPERMARKET, LLC
d/b/a ALGIERS SUPERMARKET
ADDRESS: 3141 GENERAL MEYER AVENUE, NEW ORLEANS, LA 70114
LICENSE NO.
SUBMITTED: SEPTEMBER 18, 2023

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2022-2023 (4 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 December 19, 2023, Dashia Myles, Assistant City Attorney and Sheba Logan, Representative of Permittee reached a consent judgement of \$600.00 payable within 120 days.

3. **HEARING NUMBER: 98-23 (TX), DISTRICT (A) GIARRUSSO/WILLIAMS**
PERMITTEE: T AND M FOOD MART, INC.
d/b/a T AND M FOOD MART
ADDRESS: 8601 HICKORY STREET, NEW ORLEANS, LA 70118
LICENSE NO.
SUBMITTED: SEPTEMBER 18, 2023

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2021-2022 (12 months) and 2022-2023 (3 months) = 15 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 December 19, 2023, Dashia Myles, Assistant City Attorney and Sheba Logan, Representative of Permittee reached a consent judgement of \$3000.00 payable within 120 days.

- 4. HEARING NUMBER: 99-23 (TX), DISTRICT (C) KING/QUINN
PERMITTEE: BOURBON SALOON, INC.
d/b/a MANGO, MANGO
ADDRESS: 201 BOURBON STREET, NEW ORLEANS, LA 70130
LICENSE NO.
SUBMITTED: NOVEMBER 14, 2023**

Allegations:

- a) Sales of Alcohol Without License-Delinquent ABO 2022-2023 (12 months), 2023-2024 (5 months) = Total (17 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: 2/21, 3/21, 7/21, 8/21, 9/21, 5/22, 9/22, 10/22, 6/23, 7/23, 8/23, & 9/23 = (12 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. (24) failure to comply with requests for audits or installment payments for sales tax, liens, or fines.

RECOMMENDATIONS:

At a settlement conference on December 12, 2023, Dashia Myles, Assistant City Attorney and Yousef Salem, Representative of Permittee reached a consent judgement of \$2400.00 payable within 120 days.

- 5. HEARING NUMBER: 100-23 (TX), DISTRICT (C) KING/QUINN
PERMITTEE: ALTIUS HOSPITALITY, LLC
d/b/a TONTI'S HAND
ADDRESS: 323 VERRET STREET, NEW ORLEANS, LA 70114
LICENSE NO.
SUBMITTED: NOVEMBER 14, 2023**

Allegations:

- a) Sales of Alcohol Without License-Delinquent ABO 2023-2024 (4 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 (11 months)**

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

- c) Non-Payment of Taxes - Delinquent Sales Tax: 12/22 and 1/23 = (2 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:

At a settlement conference on December 18, 2023, Dashia Myles, Assistant City Attorney and Connor Torley, Representative of Permittee reached a consent judgement of \$1200.00 payable within 30 days.

6. **HEARING NUMBER: 101-23 (TX), DISTRICT (C) KING/QUINN**
PERMITTEE: ALGIERS DISCOUNT FOOD STORE, INC.
d/b/a ALGIERS DISCOUNT FOOD STORE
ADDRESS: 3549 GENERAL MEYER AVENUE, NEW ORLEANS, LA 70114
LICENSE NO.
SUBMITTED: NOVEMBER 14, 2023

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2023-2024 (5 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 (1 month)

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

c) Non-Payment of Taxes Delinquent Sales Tax: 9/23 = (1 month)

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

New Orleans City Code Section 101-157 (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:

At a settlement conference on December 19, 2023, Dashia Myles, Assistant City Attorney and Sheba Logan, Representative of Permittee reached a consent judgement of \$1400.00 payable within 120 days.

7. **HEARING NUMBER: 102-23 (TX), DISTRICT (D) GREEN/LEWIS**
PERMITTEE: SABA FOOD MART #3, LLC
d/b/a MARATHON (SABA FOOD MART #3)
ADDRESS: 1600 ALLEN TOUSSAINT BOULEVARD, NEW ORLEANS, LA 70122
LICENSE NO.
SUBMITTED: NOVEMBER 14, 2023

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2023-2024 (4 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 (10 months)

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

c) Non-Payment of Taxes Delinquent Sales Tax: 10/22 and 11/23 = (2 months)

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

New Orleans City Code Section 101-157 (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:

Dashia Myles, Assistant City Attorney recommended that the case be continued to the meeting of 1/16/24 with service to all parties via certified mail.

8. **HEARING NUMBER: 103-23 (TX), DISTRICT (C) KING/QUINN**
PERMITTEE: FRENCH MARKET RESTAURANT AND BAR, LLC
d/b/a FRENCH MARKET RESTAURANT AND BAR
ADDRESS: 1001 DECATUR STREET, NEW ORLEANS, LA 70116

LICENSE NO.
SUBMITTED: NOVEMBER 14, 2023

Allegations:

- a) **Sales of Alcohol Without License-Delinquent ABO 2023-2024 (4 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: 10/21, 11/21, and 12/21 = (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:

Dashia Myles, Assistant City Attorney recommended that the case be continued to the meeting of 1/16/24 with service to all parties via certified mail.

9. **HEARING NUMBER: 104-23 (TX), DISTRICT (B) HARRIS/EXPOSÉ**
PERMITTEE: HARRIS JELK ENTERPRISES, LLC
d/b/a BOULIGNY TAVERN
ADDRESS: 3641 MAGAZINE STREET, NEW ORLEANS, LA 70115
LICENSE NO.
SUBMITTED: NOVEMBER 14, 2023

Allegations:

- a) **Sales of Alcohol Without License-Delinquent ABO 2023-2024 (4 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 (1 month)**
MCS 17271 Section 150-953, relative to an expired occupational license-new business; License required before commencing.

RECOMMENDATIONS:

Dashia Myles, Assistant City Attorney recommended that the case be continued to the meeting of 1/16/24 with service to all parties via certified mail.

10. **HEARING NUMBER: 105-23 (TX), DISTRICT (B) HARRIS/EXPOSÉ**
PERMITTEE: SEXY FISH, LLC
d/b/a MISA DA
ADDRESS: 4734 MAGAZINE STREET, NEW ORLEANS, LA 70115
LICENSE NO.
SUBMITTED: NOVEMBER 14, 2023

Allegations:

- a) **Sales of Alcohol Without License-Delinquent ABO 2023-2024 (4 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 (10 months)**

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

RECOMMENDATIONS:

At a settlement conference on December 19, 2023, Dashia Myles, Assistant City Attorney and MISA DA, Permittee reached a consent judgement of \$2800.00 payable within 120 days.

11. ADJOURNMENT

11:47 A.M.