

STATE OF CONNECTICUT

DEPARTMENT OF CONSUMER PROTECTION

IN THE MATTER OF

Espanola Market
Ambioris Cruz, Permittee
Leyla Mini Market, Backer
Case No. 2012-568
Permit No. LGB.14023

Docket No. 12-738
October 16, 2012

MEMORANDUM OF DECISION

This matter involves a grocery beer liquor permit issued to Espanola Market, 760 Park Street, Hartford, Connecticut. A formal administrative hearing was held before the Department of Consumer Protection on August 30, 2012. Ambioris Cruz, permittee and member of the backer limited liability company, appeared.

The following charges are alleged against the Respondent. It is alleged that on March 30, 2012 the Respondent violated: (1) Sec. 30-86(b) of the Connecticut General Statutes in that it sold or delivered alcoholic liquor to a minor; (2) Sec. 30-53 of the Connecticut General Statutes in that the liquor permit had not been filed with the Hartford Town Clerk; (3) Sec. 30-6-A12 of the Regulations of Connecticut State Agencies in that the permittee name sign was not posted adjacent to the main entrance of the permit premises; and (4) Sec. 30-6-A40(i) of the Regulations of Connecticut State Agencies in that the prices for some of the beer products were not posted. The Respondent admitted the violations and the matter proceeded to a hearing.

We find the following facts: On March 30, 2012, the date of the alleged violations, Mr. Cruz was out of the country. He has since filed the liquor permit with the Hartford Town Clerk, posted a permittee name sign adjacent to the main entrance of his premises, and correctly posted the beer prices. Mr. Cruz expressed remorse for the incident.

Based upon Respondent's admissions and the evidence adduced, the Respondent is found in violation of all charges. Accordingly, we hereby suspend the Respondent's grocery beer liquor permit for five days, three days of which will be held in abeyance for six months. If, during that abeyance period, there are no new similar allegations or incidents, then the Commission will take no further action on the charges that are the subject of this decision.

**DEPARTMENT OF CONSUMER PROTECTION
LIQUOR CONTROL COMMISSION**

BY:

Elisa A. Nahas, Esq.
Designated Presiding Officer

Angelo J. Faenza, Commissioner

Stephen R. Somma, Commissioner

Parties:

Ambioris Cruz, Permittee, Espanola Market, 760 Park Street, Hartford, CT 06106-2329

(Via US Mail and Certified Mail # 7011 2000 0001 0588 8809)

Ambioris Cruz, 127 Bonner Street, Hartford, CT 06112

Non-Parties:

John Suchy, Director, Liquor Control Division

Connecticut Beverage Journal

Connecticut State Library, 231 Capitol Avenue, Hartford, CT 06106