

NEW YORK STATE LIQUOR AUTHORITY

WHEREAS Section 54(3) of the Alcoholic Beverage Control Law provides that, in the event an application is disapproved, the applicant may request a review of that determination and that such review shall include an administrative hearing; and

WHEREAS such review is limited to determining whether the disapproval was supported by the law and the record before the Authority at the time of such disapproval; and

WHEREAS the Authority is of the opinion that an applicant should be afforded the ability to submit new or additional facts in support of their request to rescind a decision to disapprove an application and to have the Authority reconsider the merits of the disapproval;

IT IS HEREBY RESOLVED that, in lieu of requests pursuant to Section 54(3) of the Alcoholic Beverage Control Law to review disapprovals of applications, the Authority will entertain requests to have such disapprovals reconsidered by the Members of the Authority in the manner described herein, provided that those requesting reconsideration waive any right to a hearing pursuant to Section 54(3); and

IT IS FURTHER RESOLVED, pursuant to Section 17 of the Alcoholic Beverage Control Law, that we, VINCENT G. BRADLEY and KEVIN KIM, Members of the State Liquor Authority, hereby delegate to the individual Members of the Authority the power to review requests for reconsideration of determinations made in disciplinary proceedings and either: (1) deny such request; or (2) submit such requests to the Members of the Authority, sitting as the Full Board, for further consideration; and

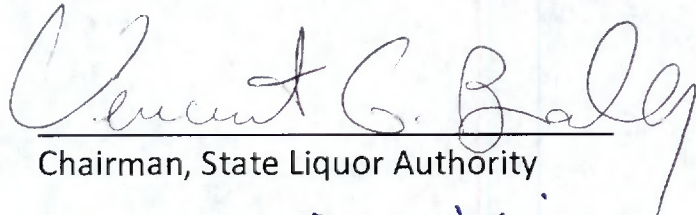
IT IS FURTHER RESOLVED, pursuant to Section 17 of the Alcoholic Beverage Control Law, that we, VINCENT G. BRADLEY and KEVIN KIM, Members of the State Liquor Authority, hereby delegate to the individual Members of the Authority the power to review requests for reconsideration of disapprovals issued by the Licensing Board and either: (1) deny such request; or (2) submit such requests to the Members of the Authority, sitting as the Full Board, for further consideration; and

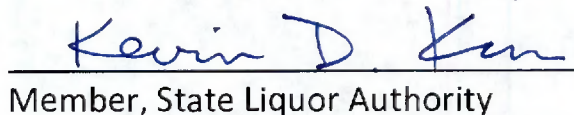
IT IS FURTHER RESOLVED that requests for reconsideration of disapprovals issued by the Full Board shall be reviewed by the Members of the Authority, sitting as the Full Board; and

IT IS HEREBY FURTHER RESOLVED that the reconsideration process described herein and delegations of power set forth herein are effective immediately.

IT IS HEREBY FURTHER RESOLVED that the delegation of powers set forth herein is effective immediately and shall replace the delegation approved by the Members of the Authority at a meeting of its Members held on August 24, 2012.

WE, VINCENT G. BRADLEY and KEVIN KIM, Members of the State Liquor Authority, certify that the foregoing is a true copy of the resolution duly adopted by the State Liquor Authority at a meeting of its Member held on July 14, 2015.


Chairman, State Liquor Authority


Member, State Liquor Authority