

STATE OF INDIANA

THE INDIANA ALCOHOL AND TOBACCO COMMISSION

IN THE MATTER OF)
THE PERMIT OF)
JASMINE PATRICE ARNOLD) PERMIT NO. BR1940465
6668 GREENSHIRE DRIVE) EX 22-001975
INDIANAPOLIS, INDIANA 46220) EX 23- 001463

PERMITTEE

ORDER ON RULE TO SHOW CAUSE

Comes now the Hearing Judge for the Indiana Alcohol and Tobacco Commission (ATC) and for the Order on Rule to Show Cause states as follows:

1. Andrew Wignall appears as prosecutor.
2. No appearance was filed, and no one appeared on behalf of the Permittee for the Show Cause hearing on September 28, 2023, at 10:00 AM.
3. The Permittee had previously appeared, after appropriate notice was given pursuant to her under 905 IAC 1-27-9, for a Notice of Violation and Settlement Offer on July 6 and on July 10, 2023.
4. The Permittee appeared before the ATC and after the Permittee denied the allegations, she requested that these matters be set for a hearing, and they were set for July 21, 2023.
5. On July 21, 2023, the Prosecutor indicated that this matter had been resolved and should be set for an administrative hearing on August 22, 2023, to ensure that the agreement which had been reached is paid in full.
6. On August 22, 2023, the Permittee failed to appear, and this matter was set for an Order to Show Cause hearing on September 28, 2023.
7. The Permittee again failed to appear on September 28, 2023, and evidence was presented.
8. Exhibit 1 was admitted into evidence without objection indicating that on January 9, 2022, under IC 7.1-5-8-1, the Permittee recklessly hindered, obstructed, or interfered with law enforcement in enforcing the provisions of this Title.
9. Exhibit 2 was offered and admitted into evidence without objection indicating that on January 21, 2023, the permittee did not have a current employee permit pursuant to IC 7,1-5-6-3 and that there was no record of the employee permit on-site pursuant to IAC 905-1-2.1-2.

10. Since the Permittee has not appeared for this Order to Show Cause Hearing, the Hearing Judge finds that the violations filed in this matter are both true and warrant the revocation of the permit of the above-entitled permit.
11. Pursuant to IC 7.1-3-23-5 the Commission shall revoke a permit of any type on account of the violations of or refusal to comply with a provision of IC Title 7.1 or a rule or regulation of the Commission, which must be found by a preponderance of the evidence.
12. Pursuant to IC 7.1-3-23-6 the Commission shall give at least 10 days' notice to the holder of the permit proposed to be revoked, which notice was given by the letter sent on June 16, 2023, which notice shall also inform the Permittee of the time and place of the hearing to be held regarding the proposed revocation.
13. The hearing on September 28, 2023, was held in the manner prescribed under IC 7.1-3-23-6.
14. Under IC 7.1-3-23-9 the Permittee is hereby advised that she may seek judicial review of this action by following IC 4-21.5-5 and she has 15 days to so appeal this revocation.
15. Based upon the information and evidence presented at the hearing on September 28, 2023, the above-mentioned permit issued to Jasmine Patrice Arnold under BR1940465 by the ATC is hereby revoked.
16. This revocation order will be scheduled for a final hearing before the ATC Commission.

IT IS THEREFORE ORDERED that the permit of Jasmine Patrice Arnold issued by the ATC under BR1940465 is hereby revoked, subject to a hearing before the ATC Commission and she will not be issued another permit for one year from the date that the Commission rules on this final order.

All of which is ordered this 28th day of September 2023.

James W. Payne, Hearing Judge

Distribution:


Andrew K. Wignall, Prosecutor

Jasmine Patrice Arnold

6668 Greenshire Drive

Indianapolis, Indiana 46220

Approved this 5th day of December, 2023.

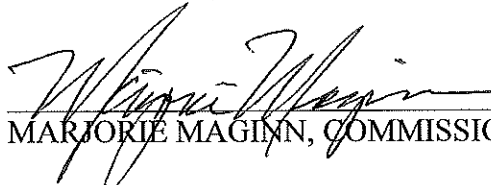


JESSICA ALLEN, CHAIR



JAMES PAYNE, VICE CHAIRMAN

DALE GRUBB, COMMISSIONER



MARJORIE MAGINN, COMMISSIONER