

MINUTES
ALCOHOL AND TOBACCO COMMISSION
SEPTEMBER 1, 2026

CALL TO ORDER/NOTING OF QUORUM

Chairwoman Allen called the meeting to order and noted the quorum and the attendance. Vice Chairman Payne, Commissioner Maginn, Commissioner Garver, Prosecutor Wignall, Deputy Director Serak, General Counsel Beaucaire and Senior Attorney Daphne Whitmire were in attendance.

DISPOSITION OF MINUTES

Vice Chairman Payne moved to continue this matter. Commissioner Garver seconded. The motion was unanimously approved.

PROSECUTOR'S RECOMMENDATIONS

PARTIES' AGREED DISPOSITIONS - Vice Chairman Payne moved to approve the Parties' Agreed Dispositions, submitted by Prosecutor Wignall. Forty-three dispositions were submitted with fines totaling \$26,900.00. Commissioner Garver seconded. The motion was unanimously approved.

HEARING JUDGE'S RECOMMENDATIONS

No Hearing Judge's Recommendations

CONSIDERATION OF APPLICATIONS

Commissioner Garver moved to approve and incorporate by reference these lists of permits for renewal, which have been recommended by local boards and reviewed by said staff with the authority of the Commission, and hereby move for approval of the same, pending any escrow hearings, and the inclusion of these lists as part of the minutes. Vice Chairman Payne seconded. The motion was unanimously approved.

Chairwoman Allen asked that new permit #MM53-30974 be added for approval to the agenda by consent. Consent was granted.

Commissioner Garver moved to approve and incorporate by reference these lists of permit applications for a new permit or application for changes in location, ownership, or both of existing permits, which have been recommended by local boards and reviewed by at least two Commissioners and hereby move for approval of same, pending final floor plan approval by the Indiana State Excise Police and escrow, if needed, and inclusion of these lists as part of the minutes. Vice Chairman Payne seconded. The motion was unanimously approved.

Commissioner Garver moved to approve the catering applications. Vice Chairman Payne seconded. The motion was unanimously approved.

Commissioner Garver moved to approve the direct wine shipper applications. Vice Chairman Payne seconded. The motion was unanimously approved.

WAIVER OF FEES – LETTERS OF EXTENSION

Vice Chairman Payne moved to approve the fee-waived letters of extension that were issued the preceding weeks. Commissioner Garver seconded. The motion was unanimously approved.

ITEMS FOR DISCUSSION

DL29-34270 INDY LIQUORS LLC – Chairwoman Allen noted this is a renewal with the local board voting 3-1 to approve for one year.

Commissioner Maginn stated the renewal was previously denied and was remanded to the local board after a request by the permittee. The owners own several tobacco stores that have a history of violations. The remand was requested after the current owners submitted a Disclosure of Interested Parties form with all ownership going to the ex-wife/mom of the current owners. She was not involved with the tobacco stores. The Commissioner stated if approved, the ex-husband and son should have no affiliation of any kind with this business and asked Excise to make checks to make sure there is compliance.

Commissioner Maginn moved to uphold the local board's recommendation to approve for one year. Commissioner Garver seconded.

Vice Chairman Payne states there are still questions and concerns but with close monitoring he will vote to approve.

Chairwoman Allen is also hesitant. She stated that it seems people's actions inside the business are more telling when there is no concern about being watched than what they say will be done in hearings with the Commission. The Chair also stated that if there is not full separation from the current owners as stated, she will be ready to set the matter for a revocation hearing---no further transfers. But, because it was a 3-1 vote, she will approve.

The motion was unanimously approved.

MM08-29942 DTA FARMS LLC – Chairwoman Allen noted this is on for an extension request.

Commissioner Maginn stated the designated representative should work with Commission's legal counsel to change the name to the estate's name, due to the death of the owner. There is also a renewal due.

Commissioner Maginn moved to approve the remainder of the 90-day extension after the renewal has been filed. Commissioner Garver seconded. The motion was unanimously approved.

RR52-30714 ALAN HUNTER ENTERPRISES INC. – Chairwoman Allen noted the extension is no longer needed.

DL49-32087 ROYAL PETROLEUM INC. – Chairwoman Allen noted this is on for an extension request.

Commissioner Maginn stated that the name registered with the Secretary of State is different than what is on file with the Commission, which needs to be taken care of, along with submission of a Form 1 and the settling of a pending violation.

Commissioner Maginn moved to approve a 30-day extension to allow time to take care of these matters. Commissioner Garver seconded. The motion was unanimously approved.

RR66-00768 DIAMOND LILL'S, INC. – Chairwoman Allen noted the extension is no longer needed.

**** Chairwoman Allen noted the following permits were added to the agenda by consent.

RR49-39717 EL CAPORAL RESTAURANT LLC – Chairwoman Allen noted this is on for an extension request.

Commissioner Maginn moved to approve a 4-day extension. Commissioner Garver seconded. The motion was unanimously approved.

RR20-30343 DESSY CORPORATION – Chairwoman Allen noted this on for an extension request.

Commissioner Maginn stated the renewal was denied and is currently under appeal.

Commissioner Maginn moved to approve a 30-day extension to allow time for the Findings to be prepared. Commissioner Garver seconded. Chairwoman Allen approved and Vice Chairman Payne abstained.

RR12-40326 RIOS EVENTS LLC - Chairwoman Allen noted this is on for an extension request.

Commissioner Maginn stated the renewal was denied and is currently under appeal.

Commissioner Maginn moved to approve the remainder of the 90-day extension. Commissioner Garver seconded. Chairwoman Allen approved and Vice Chairman Payne abstained.

RR79-42169 LOS POTRILLOS MEXICAN RESTAURANT GRILL & BAR, INC. – Chairwoman Allen noted this on for an extension request.

Commissioner Maginn stated corrective action plan was submitted.

Commissioner Maginn moved to approve a 90-day extension. Commissioner Garver seconded.

Vice Chairman Payne noted this corrective action plan barely fits the minimum that is required. He complimented the attorneys who represent permittees and aid in the filing of the plans because the quality is stunningly different.

The motion was unanimously approved.

RR49-39827 SPORTS BRA TAVERN LLC – Chairwoman Allen noted this is on for an extension request.

Commissioner Maginn moved to approve a 90-day extension. Commissioner Garver seconded. The motion was unanimously approved.

RH46-30275 MAPLE CITY HOSPITALITY, LLC - Chairwoman Allen noted this is on for an extension request.

Commissioner Maginn moved to approve a 90-day extension. Commissioner Garver seconded. The motion was unanimously approved.

RR45-21696 CHERYL A SOPO - Chairwoman Allen noted this is on for an extension request.

Commissioner Maginn moved to approve a 90-day extension. Commissioner Garver seconded. The motion was unanimously approved.

RR49-35291 TEQUILA’S MEXICAN RESTAURANT AND BAR LLC – Chairwoman Allen noted this is on for a request to reinstate. The permit was made dead because renewals were not filed. Renewals for 2025-2026 and 2026 -2027 are due. The permit is currently in escrow and the drop-dead date to put the permit into use or transfer is November 27, 2026.

Chairwoman Allen moved to reinstate conditioned on receipt of all fully completed renewals within 30 days. Commissioner Maginn seconded. The motion was unanimously approved.

RR79-40748 BSANGHA INC. - Chairwoman Allen noted this is on for a request to reinstate. The permit was not renewed and was put on the list to be made dead. Renewals were submitted on the day the permit was made dead, so it was not removed from the list. Because the permit was made dead, the renewals were returned.

Chairwoman Allen moved to reinstate conditioned upon receipt of fully completed renewals for 2025-2026 and 2026- 2027. Vice Chairman Payne seconded. The motion was unanimously approved.

INACTIVE FILES

Chairman Payne moved to make 7 permits dead that were previously posted on the August 18, 2026 meeting agenda. Commissioner Garver seconded. The motion was unanimously approved.

Chairwoman Allen stated there are 0 permits posted to be made dead at the September 15, 2026 meeting, that have failed to be renewed.

OLD BUSINESS

No Old Business

NEW BUSINESS

No New Business

POLICY DETERMINATIONS

No Policy Determinations

ANNOUNCEMENTS

ROUND TABLE DISCUSSION - Chairwoman Allen stated there will be a round table discussion with industry members after the Commission Meeting.

2026 AMENDED COMMISSION MEETING DATE – Chairwoman Allen stated the amended meeting date for 2026 is:

Wednesday, November 4 (General Election Day on the 3)

ADJOURNMENT

Vice Chairman Payne moved to adjourn the meeting. Commissioner Garver seconded. The motion was unanimously approved.

Approved the 15th day of September 2026 by a vote of 3-0.