



STATE OF INDIANA
ALCOHOL AND TOBACCO COMMISSION

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MEETING MINUTES

June 3, 2025

CALL TO ORDER/NOTING OF QUORUM

Chair Allen called the meeting to order and noted the quorum and the attendance. Vice Chair Payne, Commissioner Maginn, Commissioner Jones, Deputy Director Serak, General Counsel Merritt, Prosecutor Wignall and Senior Attorney Beaucaire were in attendance.

DISPOSITION OF MINUTES

Vice Chair Payne moved to approve the minutes from the May 20, 2025 meeting. Commissioner Jones seconded. The motion was unanimously approved.

PROSECUTOR'S RECOMMENDATIONS

PARTIES' AGREED DISPOSITIONS – Vice Chair Payne moved to approve the Parties' Agreed Dispositions submitted by Prosecutor Wignall. Forty-six (46) dispositions were submitted with fines totaling \$33,950.00. Commissioner Jones seconded. The motion was unanimously approved.

CONSIDERATION OF APPLICATIONS

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

Chair Allen requested that permit #RR49-36872 be added by consent to the list of transfer applications be approved. Consent was granted.

Commissioner Jones moved to approve and incorporate by reference the lists of permit applications for a new permit or 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 moved 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 Chair Payne seconded. The motion was unanimously approved.

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

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

WAIVERS OF FEES – LETTERS OF EXTENSION

Vice Chair Payne moved to approve the fee waived letters of extension issued in the preceding weeks. Commissioner Maginn seconded. The motion was unanimously approved.

ITEMS FOR DISCUSSION

DL55-33989 SHREE KHODAL INC. – Chair Allen noted this is a transfer with the local board voting 2-1 to deny.

Commissioner Maginn stated the local board believes there may be falsification of documents regarding this transfer and moved to uphold the local board's recommendation to deny. Commissioner Jones seconded. The motion was unanimously approved.

RR45-07363 EAKMK INC. – Chair Allen noted this is a renewal with the local board voting 4-0 to approve for one year.

Commissioner Maginn stated the permittee has made significant changes to the operation of the business and has had no problems since. Also, the police department, county council, and a council member stated the changes have significantly helped with the business operations.

Commissioner Maginn moved to uphold the local board's recommendation for a one-year renewal. Commissioner Jones seconded. The motion was unanimously approved.

RR41-42465 MAD HATTER LIVE LLC – Chair Allen noted this is a new application with the local board voting 4-0 to deny.

Commissioner Maginn stated the applicant has withdrawn the application and moved to accept the withdrawal. Vice Chair Payne seconded. The motion was unanimously approved.

RR29-42378 JGC LLC – Chair Allen noted this is a request for a catering hall designation.

Commissioner Maginn moved to approve the request. Commissioner Jones seconded. The motion was unanimously approved.

RR41-33895 MADISON STREET RENOVATION LLC – Chair Allen noted this is a request for a catering hall designation.

Commissioner Maginn moved to approve the request. Vice Chair Payne seconded. The motion was unanimously approved.

RR49-03055 WATERVILLE ASSOCIATES LLC – Chair Allen noted this is a denied renewal with the permittee requesting permission to file a transfer.

Commissioner Maginn stated the permittee has a history of violations, so she is reluctant to approve the request. However, the new applicants would have to be vetted by the Commission and the local board before a transfer could be approved.

Commissioner Maginn moved to approve the request. Commissioner Jones seconded. Chair Allen voted to approve. Vice Chair Payne abstained because he is the assigned hearing judge for the denial. The motion passed 3-0 with 1 abstention.

Commissioner Jones noted the chair of the local board stated he would have voted to approve the renewal for the purpose of transfer.

RC61-89315 AMVETS PARKE COUNTY POST #61 – Chair Allen noted this is on for an extension request. A two-week extension was given at the last meeting to allow time for a corrective action plan to be submitted, and it has been.

Commissioner Maginn noted the corrective action plan was aggressive and she felt it would be beneficial.

Commissioner Maginn moved to approve the remainder of the 90-day extension. Commissioner Jones seconded. Chair Allen voted to approve. Vice Chair Payne abstained because he is the hearing judge for the appeal. The motion passed 3-0 with 1 abstention.

RR56-05544 MOROCCO HILLTOP LLC – Chair Allen noted this is on for an extension request.

Commissioner Maginn stated we received a corrective action plan. There is a pending violation that needs to be addressed.

Commissioner Maginn moved to approve another two-week extension to allow time for some action to be taken on the violation. Commissioner Jones seconded.

RR29-37078 ECKCEED ECKSPECTATIOS RANGELINE ROAD LLC – Chair Allen noted this is on for an extension request. The matter was continued from May 20, 2025. At that meeting, a list of items to be submitted by the Permittee was requested, however, the notice to the permittee was not sent.

Chair Allen moved to approve an additional two-week extension to send the notice and to allow time for the permittee to address the missing items. Commissioner Maginn seconded.

Commissioner Jones noted one of the items was a corrective action plan due to a pending violation. He inquired about the need for the corrective action plan because the violation was settled. Prosecutor Wignall verified the violation was settled.

Commissioner Maginn stated a Form 1, Certificate of Insurance and sales figures are still needed, but not the corrective action plan.

The motion was unanimously approved.

RR64-41149 POUR IT UP LLC – Chair Allen noted this is on for an extension request.

Commissioner Maginn stated the permittee recently submitted missing documents that need to be reviewed.

Commissioner Maginn moved to approve the extension request. Commissioner Jones seconded. The motion was unanimously approved.

DL49-33441 CENTRAL INDIANA PACKAGE GROUP LLP – Chair Allen noted this is on for an extension request. She asked the commissioners to add this to the agenda by consent. Consent was granted.

Commissioner Maginn stated missing items that were requested have been submitted.

Commissioner Maginn moved to approve the extension request. Commissioner Jones seconded. The motion was unanimously approved.

RR49-40546 FOUNTAIN SQUARE BREW CO LLC – Chair Allen noted this is on for an extension request. She asked the commissioners to add this to the agenda by consent. Consent was granted.

Commissioner Maginn stated missing documents have been submitted.

Commissioner Maginn moved to approve the extension request. Commissioner Jones seconded. The motion was unanimously approved.

RR49-39552 TURCHETTI'S SALUMERIA LLC – Chair Allen noted this is on for an extension request. She asked the commissioners to add this to the agenda by consent. Consent was granted.

Commissioner Maginn stated the permittee is missing a Form 1 and currently has a tax protest.

Commissioner Maginn moved to approve the extension request conditioned upon clearing the tax protest and submitting the Form 1. Commissioner Jones seconded. The motion was unanimously approved.

RR49-42336 LA HERRADURA LLC – Chair Allen noted this is on for a request to remand. She asked the commissioners to add this to the agenda by consent. Consent was granted.

Chair Allen stated the application was heard and approved at the local board yesterday. She received an email from remonstrators showing proof that the notice to neighbors was postmarked a few days prior to the local board hearing date. IC 7.1-3-1-5.5(g) requires the notice to be sent at least fifteen (15) days prior to the hearing.

Chair Allen moved to remand the application to the local board and to admonish the applicant about sending the notice 15 days prior to the local board hearing. Vice Chair Payne seconded. The motion was unanimously approved.

INACTIVE FILES

Chair Allen requested that permit #RR32-39603 be removed from the list to be made dead by consent. Consent was granted.

Commissioner Maginn moved to make 21 permits dead that were previously posted on the May 20, 2025 meeting agenda. Commissioner Jones seconded. The motion was unanimously approved.

Chair Allen stated there are 11 permits posted to be made dead at the June 17, 2025 meeting.

ANNOUNCEMENTS

LEGISLATIVE UPDATE WEBINAR – Chair Allen stated legal staff is preparing a new legislative update webinar on June 5th at 10 a.m. CLE credit will be given.

2025 AMENDED COMMISSION MEETING DATES – Chair Allen stated the next 2025 Amended Meeting Dates are:

- Wednesday, September 3, 2025 (Commission meeting)
- December 2025 (no escrow hearings)

ADJOURNMENT

Commissioner Jones moved to adjourn the meeting. Vice Chair Payne seconded. The motion was unanimously approved.

Approved this 17th day of June, 2025.

Signed by:

Jessica Allen

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Jessica Allen, Chair

Signed by:

James Payne

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James W. Payne, Vice Chair

Signed by:

Marjorie Maginn

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Marjorie Maginn, Commissioner

Signed by:

Mark Jones

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Mark A. Jones, Commissioner